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STATE OF WASHINGTON

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NO 83788-1

SUPREME COURT NO

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THE SUPREME COURT OF THE STATE OF WASHINGTON

STATE OF WASHINGTON
RESPONDENT

V.

DEMAR RHOME
PETITIONER

RECEIVED
SUPREME COURT
STATE OF WASHINGTON
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BY RONALD R. CARPENTER
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ON PERSONAL RESTRAINT PETITION FROM THE
KING COUNTY SUPERIOR COURT OF THE STATE OF
WASHINGTON FOR KING COUNTY

SUPPLEMENTAL BRIEF
PRO-SE BRIEF

ORIGINAL

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STATE V HAHN 41 Wn. App 876.707 p.2d 699(1985)

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NIX V WHITESIDE 475 U.S. 157 164 (1986)

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AMERICAN BAR ASSOCIATION STANDARDS FOR CRIMINAL
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STATE V BAUER 310 MINN. 103, 245 N.W.2d
848 C1976

AUTHORITIES

WASHINGTON STATE CONSTITUTION

U.S. CONSTITUTION

RCW 10.77.050

RCW 10.33.100

RCW 10.77.060(1)

RCW 10.77.010(6)

DUE PROCESS

STATE COURT RULES

FEDERAL COURT RULES

DEVELOPMENT ON AUTHORITIES

WASHINGTON STATE LAW

DUE PROCESS CLAUSE OF THE 14TH AMENDMENT

RCW 10.77.010.C6J

RCW 10.77.050

HABEAS CORPUS STATUTES

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CERTIORARI DENIED 97 S.Ct 767 429 U.S. 1083

SO LEd. 2d 770 / CH 153 N OTE 2086

MORRIS V STATE OF C.A. 4 (Md) 1983 115 F2d 106

See e.g. MCGREGOR V GIBSON SUPRA 248 AT 963

64

~~REAS~~

1

SECRET

[illegible]

THAT ON 1909 MAY 16 A.M. 1.58 AND ONE CORRECTION

THAT ON 1909 MAY 16 A.M. 1.58 AND ONE CORRECTION

STATEMENT OF FACTS

TO PERVALE ON A PERSONAL RESTRAINT PETITION
PETITIONERS WHO ASSERT THAT THERE
RESTRAINT IS UNLAWFUL MUST SHOW
AND PROVE THAT THERE RESTRAINT BY D.O.C
UNDER THE PROVISIONS OF RAP 16.4(C)
SEE RAP 16.4 SEE RAP 16.4(C) & IN FEDERAL
FEDERAL CASES OF 2254 CASES THE HABEAS
CORPUS PETITIONER NEED TO SHOW THAT
HIS OR HER RESTRAINT BY A D.O.C INSTITUTION
WARDEN AS SUPERINTENDENT IS UNLAWFUL
SEE COLEMAN V THOMPSON 501 U.S. 732.

730 (1991) 28 U.S.C. 2254(C) NOW ALSO THIS
COURT SHOULD WELL KNOW ALREADY
THAT THE BASIC FUNCTION OF HABEAS IS MAKE SURE
THAT PETITIONERS ARE NOT BEING HELD IN
VIOLATION OF CONSTITUTIONAL RIGHTS OR
IN VIOLATION OF CONSTITUTION OF LAWS OR
TREATIES SEE COLEMAN V THOMPSON 501 U.S.
732 730 (1991) 28 U.S.C. 2254(F) IN 2254
? THIS IN 2254 CASES THE ISSUE OF BEING
UNLAWFUL PETITION TO STAND TRIAL UNDER
PETITIONER NEED TO BE COMPETENT TO
STAND TRIAL THIS IS ALLOWABLE TO BE
BLENDED UP IN 2254 CASES & IN STATE
COURTS IN POLITICAL CONVICTION PROCEDURES
SEE STATE V RICHIE COURT OF APPEALS
870 2-8-1 SEE STATE V FIFINE (2000)
IN 2254 CASES PETITIONERS ARE ALLOWED
TO FILE THAT THEY ARE NOT COMPETENT
TO STAND TRIAL SO THAT THEY CAN GET
GUARANTEED HABEAS CORPUS RELIEF SEE
LOKES V CAPPAS C.A.S. (1980) 625
F.2d 738 & REHARKING DATED 11/1/80
BRUCE V ESTELLE C.A.S. TEXAS 1976 536 F.2d 305
REHARKING DATED 12/29/77 537 F.2d 1131 10-2-78 10-2-78

~~RECEIVED~~

THERE ARE HABEAS CORPUS CASES
THAT ARE OF MURDER CASE PETITIONERS - AGAIN
THERE REALLY ARE PETITIONERS WHO ARE
GRANTED HABEAS CORPUS RELIEF ~~IN MANY~~
MURDER CASES MORRIS V STATE C.A. 4 (M.D.)
1983 715 F.2d 106 SEE LECNER V LANE
C.A. 7 111 1990 905 F.2d 1729 I HAVE A
MURDER CASE AND I AM THE PETITIONER THIS
COURT IS REQUEST TO GRANT ME REVERSAL
~~OF~~ THE CONVICTION ADDITIONALLY BECAUSE
THE EVIDENCE IS OVERWHELMING THAT I
(A) WAS NEVER COMPETENT TO STAND
TRIAL & THAT MY CONSTITUTIONAL
RIGHTS ARE VIOLATED (B) BECAUSE THE
ERRORS IN MY CASE ARE ALL REVERSIBLE
WHICH ON OTHER DATES THAT WERE
BROUGHT UP WITH THE PETITION &
ALSO (C) BECAUSE OF THE FALSE
EVIDENCE & THE USE OF FALSE-
TESTIMONY THAT WERE UNLAWFULLY
USED AGAINST ME BY THE PROSECUTOR
OF THIS COURT IS BECAUSE OF
THE INCRIMINATING STATEMENT BY
KIRLAN BROWN AGST. PRO & BECAUSE
OF THE CONSTITUTIONAL ERROR BE-
CAUSE SERVIS TACK THIS COURT A
PERCLUDE THE STATE FROM RE TRYING
ME ON THE MURDER CHARGE -

I HAVE SHOWED I HAVE PROVEN THE
CONSTITUTIONAL ERRORS IN MY CASE I HAVE
SHOWED & PROVED IN EVERY LEGAL WAY VIEW
MY CONSTITUTIONAL RIGHTS ARE VIOLATED &
THIS LEADS TO MY MURDER CONVICTION
BEING CONSTITUTIONALLY INVALID & ALSO
I SHOWED HOW OTHER SUBSTANTIVE DUE
PROCESS RIGHTS WERE VIOLATED & SINCE I
SHOWED & PROVED HOW THE ERRORS IN MY
MURDER CASE ARE REVERSIBLE ERRORS
THIS COURT MUST ~~REVOCATE~~ MY MURDER
CONVICTION IN THE ENDS OF JUSTICE THIS
COURT MUST REVERSE MY MURDER CONVICTION
IN THE INTEREST OF JUSTICE NOW + THIS COURT
IN WHICH ANY RELIEF NECESSARY THE U.S. DISTRICT
FOR FEDERAL COURT HAS ~~UNLIMITED~~ POWER
IN 2254 CASES GRANT TEMPORARY
RELIEF EVEN IF ONLY PARTIAL IS THE
THE TRADITIONAL FLCTION OF THE WRIT
OF HABEAS CORPUS SEE DROLLINGER V
MILLIGAN C.A. 7 (IND) 1977, 552, F. 2d
1220 IN 2254 CASES HABEAS CORPUS
STATUTES DONT DENY FEDERAL COURTS
FROM DEVELOPING ANY RELIEF APPROPRIATE -
SO FEDERAL COURTS CAN BAR THE STATE FROM
RETRYING A SUCCESSFUL HABEAS CORPUS PETITION &
& THE STATE MUST BE BARRED TO PREPARE
REDEPLICATION OF THE SAME ERRORS ~~FILE~~ ~~RETRYING~~
AGAIN

THE TRADITIONAL FUNCTION IS TO SECURE
RELEASE FROM ILLEGAL CUSTODY CITING
411. U.S. AT 484 THE P.R.P IN STATE COURTS
HAVE THE SAME FUNCTION AS A 2254 PETITION
DOES & UNDER THE PROVISIONS OF RAP 16.4 CC
PERSONAL RESTRAINT PETITIONER CAN SHOW
HOW HIS RESTRAINT & CONVICTION IS UNLAWFUL -
SEE RAP 16.4 CC & NOW SUPREME COURT OF
WASHINGTON AND DIVISION ONE COURT OF APPEALS
CAN FORM FELONY CONVICTIONS TO BE REVERSED
& THE CHARGES THEY SELF ARE ALLOWED TO BE
DISMISSED UPON COURT ORDER FOR THIS TO
HAPPEN ONCE PETITIONERS HAVE SHOWN THAT
THEIR CONVICTIONS ARE UNLAWFUL NOW KIRAWI
BROWN TOLD SERVICE LIES ON ME AND HER
REVELATIONS ABOUT THE MURDER AND THE
EVIDENCE THAT THE COURT HAS THAT SUGGESTS
THAT I AM INNOCENT & THAT I NEVER INTENTIONALLY
WANT THE MURDER TO HAPPEN & THE LIES BROWN
TOLD ON ME & THE USCOT PLAYING LEGAL -
TESTIMONY THAT ARE NOT VALID BASIS FOR
A MURDER CONVICTION THE COURT MUST LOOK
AT EVEN THE LIES MY EX-GIRLFRIEND TOLD
EVIDENCE PROVES WOMEN TELL LIES ABOUT ME
TRY MAKE FALSE STATEMENTS AGAINST ME TO INCRIMINATE
ME THIS ALL IS FOR COURT TO SEE THAT THERE'S REASON
TO BELIEVE I AM INNOCENT THAT THE PROSECUTION HAS
TO SHOW ANY DOUBT ABOUT THE LIES OF THE COURT & LIES OF
THIS COURT IS ASHAMED TO BE REVERSED

GROUND#1

THE COURT MUST KNOW SOME VERY IMPORTANT & VALUABLE THINGS TO TAKE INTO JUDGMENT OF MY PETITION STATE & FEDERAL CONSTITUTION OF THE U.S. BARS CONVICTION OF INCOMPETENT PETITIONER SEE & READ RCW 10.77.050 IT DISAPPROVES OF FELONY CONVICTION OF A PERSON WHO IS ACTUALLY COMPETENT RCW 10.77.050 STATES NO INCOMPETENT PERSON MAY BE TRYED CONVICTED OR SENTENCED FOR A COMMISSION OF A CRIME READ & SEE RCW 10.77.050 BOTH WASHINGTON STATE LAW & THE DUE PROCESS CLAUSE OF THE 14TH AMENDMENT PROHIBIT CONVICTION OF A PERSON WHO'S NOT COMPETENT TO STAND TRIAL U.S. SUPREME COURT CASES DROPE V MISSOURI 430 U.S. 162, 171, 95 S. Ct 896, 43 L Ed 2d 103 (1975) PATE V ROBINSON, 383 U.S. 375, 378, 86 S. Ct 836, 15 L Ed 2d 815 (1966) RCW 10.77.050 SEE IT SEE WASHINGTON STATE LAW IT DONT ALLOW FELONY CONVICTION FOR INCOMPETENT PERSON NOW THERE ARE SOME VERY SERIOUS THINGS THAT DONT ALLOW CONVICTIONS FOR INCOMPETENT PETITIONERS I WILL SHOW MORE HOW MY RESTRAINT IS AT D.O.C IS UNLAWFUL UNDER THE PROVISIONS OF RAP 16.4(c) MY CONVICTION IS IN HARMFUL VIOLATION OF FEDERAL DUE PROCESS I WAS ALLOWED TO PROCEED PRO-SE & I DID NOT REVEAL TO ANY TRIAL COURT JUDGE THAT MY PHENACID DELUSIONS & HELICLIATION ABILITY BEING A CHALLENGE & THAT I HAD TO GET MY WORK OFFICE BECAUSE I WAS FIGHTING MY HELICLIATION & THAT MY SKIZZOEPHRENIA WERE MAKING ME FEEL & BELIEVE THAT MY LAWYERS WERE WORKING AGAINST ME & ALSO SEE THE RECORD IT DOESNT SUPPORT NOR SHOW I HAD ANY LAW TRAINING NOR DOES IT SAY ANY EVIDENCE EXISTS THAT I UNDER STOOD COURT ROOM RULES I WAS ASHAMED TO CONFESS THAT MY FIGHTING LAWYERS WERE BECAUSE OF MY UNTREATED MENTAL ISSUES MY WIFE / DECEASED SISTER

HERE ARE THE THINGS I USE TO PROVE THAT MY
 WAIVER OF RIGHT TO COUNSEL WAS NOT KNOWINGLY
 OR INTELLIGENTLY MADE SO THE COURT CAN
 CLEARLY SEE & KNOW MY CONVICTION IS UNLAWFUL
 & MY CONFINEMENT IS IN VIOLATION OF MY FEDERAL
 DUE PROCESS RIGHTS (1) SEE THE RECORD NO ONE
 NO LAWYERS SAID & NO PROSECUTORS SAID THAT
 ANY EVIDENCE EXISTED TO PROVE THAT I HAD
 INTELLIGENT UNDERSTANDING ABOUT ANY STATE OR
 FEDERAL LAWS (2) THE RECORD DOES NOT PROVE
 THAT ANY EVIDENCE ~~EXISTED~~ TO MAKE IT CLEAR
 I HAD ANY TRUINE CLASSES OR STUDY OF THE
 LAWS & NO MENTAL HEALTH DOCTOR STATED
 SAID THAT I TOLD THEM THAT I UNDERSTOOD ANY
 OF MY CONSTITUTIONAL RIGHTS (3) I NEVER SHOWED NOR
 PROVED THAT I UNDERSTOOD THE DISADVANTAGES OF BEING
PRE-SE SEE THE RECORD BECAUSE IT SUPPOSED
 ALL I SAY TO BE TRUE (4) I NEVER WAS GRANTED THE
 CHANCE TO FAIRLY PROVE MY GUILTY OR INCOMPETENCY
 & THIS SHOULD BE TAKEN VERY SERIOUSLY & SEE
 RECORDS & MENTAL HEALTH RECORDS I GOT IQ OF 49
 SAID AROUND THERE I AM DEVELOPMENTALLY DISABLED
SEE RECORD SEE ROUTE MENTAL HEALTH RECORDS
 ABOUT ME AND THE COURT WILL KNOW THIS IS TRUE (5)
 IN TRAIL I DID NOT USE A LOT OF ATTORNEY & A LOT
 ATTORNEY RELATED WORDS I DID NOT SHOW THAT
 INTELLIGENTLY UNDERSTOOD MY WAIVER OF RIGHT TO
 COUNSEL BY A PREPARED GUARANTEE OF SUPPORT (6) I DID
 NOT PROVE THAT I HAD ANY PEOPLE TO
 NOT SUFFERING FROM MENTAL ILLNESSES SEE
RECORD I WITHHELD THE TRUTH FOR LONG I WANTED
 MY LAWYERS FIRED

GROUND #2

UNDER STATE V HAHN 41 WH APP 876.707 P.2d 699
(1985) I AM ENTITLED TO RELIEF BECAUSE MY WAIVER
OF RIGHT TO COUNSEL WAS NOT INTELLIGENTLY DONE
HANS CASE IS COMPARED TO MINE BECAUSE
WE BOTH SAY THERE WAS CONSTITUTIONAL ERROR
COMMITTED BY TRIAL COURT BECAUSE WE BOTH WERE
NOT AWARE WE WERE NOT COMPETENT TO STAND TRIAL I MUST
BE ALLOWED TO BENEFIT FROM THE DECISION MADE
IN HAHNS CASE WHERE DIVISION ONE COURT OF APPEALS
REVERSED HAHNS MURDER CONVICTION BECAUSE THE
RECORD DID NOT SHOW NOR PROVE THAT HAHNS WAIVER
OF RIGHT TO COUNSEL WAS INTELLIGENTLY DONE SEE &
READ THE COURTS OPINION OF HAHN NO 01311831
DIVISION ONE CASE OF THE STATE OF WASHINGTON V HAHN
HAHNS CASE IS MY PRECEDENT THIS COURT MUST
REVERSE MY CONVICTION ON THE ISSUE OF THE NOT
KNOWINGLY & INTELLIGENTLY WAIVING MY RIGHT TO
COUNSEL IN HAHNS CASE THE C.O.A. DIVISION ONE CASE
THAT THE RECORD DID NOT PROVE NOR SHOW ANY EVIDENCE
THAT HE HAHN UNDERSTOOD ANY LAWS SEE HAHNS CASE
STATE V HAHN 41 WH APP. 876.707 P.2d 699 (1985)
IN MY CASE THERE IS NO DENYING NOR PROVE
BY THE RECORD IN MY CASE THAT I REALLY
UNDERSTOOD MY WAIVER OF RIGHT TO COUNSEL
SEE RECORD THE C.O.A. IN HAHNS CASE REVERSED
HIS CONVICTION BECAUSE (1) HE HAD NO ONE LIKE
ME (2) NO EVIDENCE SUPPORTED HE UNDERSTOOD
LIKE ME (3) BECAUSE HAHNS & HAHNS CASES
WAS CONNECTED BECAUSE OF HIS PREVIOUS
FAMILY DETENTION LIKE ME SEE STATE V HAHN
BY THE MATHESON IN FACT OF LAW THE
COURT MUST REVERSE MY CONVICTION UNDER HAHN
BECAUSE MY WAIVER OF RIGHT TO COUNSEL INTENDED

GROUND#2 OF A

WHEN MY CASE & IN HAHNS CASE WE & ARE ATTORNEY
HE TRAIL COURT ERRED IN FINDING US COMPETENT TO
STAND TRAIL WE ME & HAHN GOT THE SAME ISSUES FOR
CERTAIN ONES (1) WE BOTH GOT OUR OVERLAPS (2) WE
BOTH GOT LOUIG'S (3) ME & HAHN GOT ARE ATTORNEYS
FIRED (4) ME & HAHN BOTH ARE PARANOID SKIZZ (5) FROM
(5) ME & HAHN BOTH GOT ARE VALUABLE FILLED BECAUSE
OF PARANOID & PARANOID DELUSIONS MY CASE & HAHN'S
CASES MATCHES UP & THIS COURT MUST LOOK AT THE FACT
THAT IN MY CASE & HAHN'S CASE THERE ARE SOME
IDENTICAL ISSUES / SIMILAR ISSUES IN MY CASE & IN
HAHN'S CASE WE GOT SOME OF THE VERY SAME ISSUES
AND I CAN BE GRANTED RELIEF FROM CFT HAHN'S CASE
IF YOU LOOK & SEE THE RECORD I HAD ONLY ONE TRAIL
SO I DONT GET ALOT OF TRAIL COURT RECORDS EXPERIENCES
SEE RECORD + CALL ATTORNEY WALTER CPE HIE
206 674-4700 NOW I MET THE HAHN STAND BY MY-
WALTER OF RIGHT TO COUNSEL WAS NOT KNOWING &
INTELLEGEANT SO THIS COURT MUST GRANT RELIEF ON
THIS PARTICULAR ISSUE & THIS COURT SHOULD CONSIDER
THE FACT THE RECORD IN MY CASE DONT SHOW ONE SAY
THAT I INTENDATED ANY LAW SCHOOLS & THIS COURT
SHOULD TAKE THIS AS A NOTHER CONVINCING SIGN & WAY
TO SEE MY WAIVER OF RIGHT TO COUNSEL WAS NOT KNOWING
INTELLEGEANT + THE RECORD DONT PROVE NOT SHOW THAT
I UNDERSTOOD THE DISADVANTAGES THERE IS WHEN A
PERSON REPRESENTS THEY SELF SEE RECORD I NEVER
SAID IN NO DETAILS THAT I UNDERSTOOD MY OWN
DISADVANTAGES + TRAIL COURT SHOULD DETERMINE &
CONSIDER THE DEFENDANTS EDUCATION LITERACY &
VERBAL FLUENCY & ANY PHYSICAL OR PSYCHOLOGICAL
DISABILITIES AFFECTING THE ABILITY TO DEFEND
THEMSELF TO ADVISE PICKENS V STATE 96 Wis 2d
549 292 N.W. 2d 601 (1980) SEE ALSO RW 10.77. C601D
I SAY I WAS NOT COMPETENT UNDER THIS COURT ORDER.

FACTS COMPETENCY DETERMINATIONS ARE WITHIN THE
FOUND DISCRETION OF TRIAL COURT JUDGE WHO'S DECISION
WILL BE REVERSED ONLY FOR ABUSE OF DISCRETION
YOUNG V SMITH 8 WH. APP. 276, 279, 505 P.2d 824
(1973) MY MURDER CONVICTION IS CONSTITUTIONALLY
INVALID FROM ALL I SHOWED COURT & TRIAL COURT
THIS COURT MUST REVERSE MY MURDER CONVICTION
BECAUSE TRIAL COURT JUDGE RONALD KESSLER IN
KING COUNTY SUPREME COURT ABUSED HIS DISCRETION
BY ALLOWING ME TO FIRE MY ATTORNEYS & THIS
COURT MUST REVERSE MY CONVICTION BECAUSE (A)
JUDGE RONALD KESSLER DID NOT QUESTION NO
PROSECUTORS NOR DID HE QUESTION DEFENSE COUNSEL
ADVOCATE IF THERE WAS ANY EVIDENCE TO PROVE
SUPPORT THAT I WENT TO LALL SCHOOLS HE DIDN'T
EVEN INVESTIGATE THE KING COUNTY JAIL
LIBRARY TO SEE IF I CHECKED OUT ANY LAW
BOOKS & AT THE KING COUNTY CORRECTIONAL FACILITY
500 5TH AVENUE SEATTLE WA 98104-2332 MAIL
THE LIBRARY MANAGER THEY'LL PROVE I NEVER CHECKED
OUT NO BOOKS OR CARDS THEY'LL PROVE I DON'T
CHECK OUT NO BOOKS OR STATE OR FEDERAL LIBR
I NEVER WENT IN TO NO (B) I NEVER WENT INTO
DETAILS OF WHAT I UNDERSTOOD ON ALL BOOKS
I NEVER ASKED BY (C) A PREPONDERANCE OF
EVIDENCE THAT I KNEW MY WAIVER OF COUNSEL
WAS INTELLIGENT MY PARANOID DELUSIONS
HAVE ME BELIEVING THAT MY LAWYERS ARE OUT
TO GET ME & THAT THEY ARE DEMONS & THEY LOCK
WITH THE PROSECUTOR AGAINST ME THE COURT ABUSED
ITS DISCRETION BY ALLOWING ME TO ESCAPE
MY CONVICTION IN STATE BECAUSE I MET
THE HIGH STANDARD MY WAIVER OF RIGHT TO COUNSEL
WAS NOT KNOWING INTELLIGENT BECAUSE THIS STATE
ISSUE IS WHY IN STATE V. JIMIN THE COURT
REVERSED HIS CONVICTION

GROUND #3

BACK WHEN I WAS WAITING TO START TRIAL I HAD
STARTED & ENDED TRIAL & WHEN I GOT BACK
WILL EVER I DIDN'T UNDERSTAND I DIDN'T KNOW THAT
(A) U.S. CONST AMEND¹⁴ SAYS THE ACCUSED SHALL
ENJOY THE RIGHT TO HAVE COUNSEL OF HIS OWN CHOICE &
DUE TO MY PAINTING ~~ON~~ DELUSIONS & DUE TO MY
DISGRESSIVE THINKING & MY ANTICIPATED ~~PROSECUTION~~
DISORDER I CAN NOT APPRECIATE ASSISTANCE OF
COUNSEL NOR THE U.S. CONST AMEND¹⁴ BECAUSE I
THINK BELIEVE AND FEEL IN THE CONCOMITANT INFLUENCE
OF MY OWN LIFE & THAT THE LAWYERS ARE MY
LIFE INVADERS & CANNOT GET ME & LOCK WITH THE
PROSECUTORS AGAINST ME MY LAWYER OF CHOICE & MY
FIRING LAWYERS WERE BECAUSE OF MY PHILANTHRO-
PELLEANS & HELLICANTIONS ADDED LAWYERS TRYING
TO DEFEAT ME & I WAS ASKING TO REVERT TO
THINGS TO THE TRIAL COURT SICES & MY LAWYER HAS TO
HIDE CASE MR HAHN ALSO DIDN'T AT FIRST REVEAL
TO HIS LAWYERS WHY HE WANTED THEM OFF THE CASE
& DIVISION ONE COURT OF APPEALS STILL REVERSED
HIS CONVICTION SEE STATE V HAHN NO 13718-21
I ALSO SAY MY RESTRAINT IS UNLAWFUL INDOCTRINATING
WHEN MY CONSTITUTIONAL RIGHTS ARE NOT PROTECTED
ARE SERIOUSLY VIOLATED AND I ASSERT THAT MY
RESTRAINT IS CONSTITUTIONALLY INVALID AS WELL AS
MY CONVICTION IS THIS OCCURRED BECAUSE MY COUNSEL
IT WAS SAID IN STATE V HAHN CASE THAT THE TRIAL SICES
SHOULD QUESTION THE ACCUSED IN A MANNER DESIGNED
TO REVEAL UNDERSTANDING WITH THEIR MIND. FINDING FACTS
THAT CALL FOR A SIMPLE YES OR NO SEE STATE V HAHN
NO 13718-21 DIVISION ONE COURT OF APPEALS IN MY CASE
NO QUESTIONING ENOUGH ACCUSED BY TRIAL COURT SICES
TO MAKE IT CLEARLY & INTELLIGENTLY CLEAR TO LAWYER
STOOD MY LAWYER OF RIGHT TO COUNSEL

L E G A L A R G U M E N T
FOR GETTING MY MURDER CONVICTION REVERSED
IN STATE V HAHN 41 WH APP 876 707 PAD 699 (1985)
DIVISION ONE COURT OF APPEALS REVERSED MR
HAHN'S MURDER CONVICTION BECAUSE HIS WAIVER
OF RIGHT TO COUNSEL WAS NOT KNOWING INTELLIGENT
WAIVER OF RIGHT TO COUNSEL SEE DIVISION ONE
COURT OF APPEALS DECISION IN STATE V HAHN
NO 13738-2-1 SEE STATE V HAHN 41 WH APP 876
707 PAD 699 (1985) THE COURT IN MY CASE MUST
USE SOME OF THE SAME REASONS TO REVERSE MY
MURDER CONVICTION THAT WERE USED TO REVERSE MR HAHN'S
CONVICTION REVERSED MR HAHN'S PARANOID DELUSION
& HALLUCINATIONS THE RECORD TO SUPPORT THAT THE
UNDERSTANDING ETC WERE SOME OF THE
REASONS WHY MR HAHN'S CONVICTION WAS OVER-
TURNED IN STATE V HAHN 41 WH APP 876 707 PAD 699 (1985)
SKIZOPHRENIA SEE RECORD THE DIVISION ONE
COURT OF APPEALS ON MY APPEAL MISSED ME
FOR NOT HAVING EXERCISED ETC WITH MY FIREARM
LAWYERS THAT COURT WAS MISSING MY PARANOID
FANTASIES MY DELUSIONS AND MY VOICES FROM MY
SKIZOPHRENIA & BECAUSE OF OTHER PARANOID
EMOTIONS ABOUT MY LAWYERS I HAD INMATED
THEM FIRED THIS MUST SEE ON MY G 10 2 1 10
THAT CASE CAN EVERYONE IN THE COURT
KNOW THAT CONVICTION REVERSED THAT REASON
ISSUES ARE WITH THE FIRED HIS LAWYERS & HE DID
NOT MAKE KNOWING INTELLIGENT WAIVER OF COUNSEL
THIS COURT MUST REVERSE MY MURDER CONVICTION
BECAUSE I PROVED MY WAIVER OF COUNSEL WAS NOT
INTELLIGENTLY KNOWN

LEGAL ARGUMENT

IN UNITED STATES EX REL MARTINEZ V THOMAS 526 F.2d 750, 753 (2d Cir. 1975) THE COURT HELD THAT BECAUSE OF MARTINEZ'S HISTORY OF MENTAL PROBLEMS AND ALSO LOW IQ THE COURT COULD NOT AGREE THAT A PERSON IN THE MENTAL CONDITION IS LIKELY TO MAKE AN INTELLIGENT CHOICE OF RIGHT TO COUNSEL MARTINEZ AT 756 NOW IN MARTINEZ CASE A FEDERAL COURT REVERSED PETITIONER'S CONVICTION BECAUSE OF HIS HISTORY OF MENTAL PROBLEMS AND LOW IQ AND THIS IS CHIEF BASIS FOR RELIEF SEE UNITED STATES EX REL MARTINEZ V THOMAS 526 F.2d 750, 753 (2d Cir. 1975) IN MY PRESENT CASE SEE THE RECORD IT PROVES I HAVE A HISTORY OF MENTAL PROBLEMS & SEE KING COUNTY-SUPREME COURT FILES & RECORDS OF ME FROM 2002 THEY ALL SHOW IN SOME PART OF THE COURTS RECORDS OF ME & MENTAL HEALTH RECORDS OF ME THAT I GOT LOW IQ AND THE COURT MUST LOOK AT (3) SERIOUS FACTS TO KNOW MORE & TO BELIEVE MORE MY CHOICE OF RIGHT TO COUNSEL WAS NOT INTELLIGENT AND LADE STATE V HINN THIS COURT MUST REVERSE MY MURDER CONVICTION (1) I WAS NEVER TREATED FOR MY PARANOID-SCHIZOPHRENIA SEE RECORD (2) I WAS NEVER TREATED FOR MY MENTAL CHEMICAL DISORDER THATS A PSYCHOTIC DISORDER THAT CAUSED ME DEPRESSIVE THINKING & MADE ME FAIL TO KNOW FACTS & FEEL REALITY ABOUT MY LAWYERS (3) THE ONE PROBLEM THAT I WAS NOT SUFFERING FROM DEVELOPING MENTAL DELAYS SEE RECORD COURT MUST REVERSE MY CONVICTION NOW

LEGAL
[ARGUMENT]

SEE NOW

AMERICAN BAR ASSOCIATION STANDARDS FOR
CRIMINAL JUSTICE Std 5-7.2 (ad. 1980) TRULY
PROVIDES IN PART THAT NO WAIVER SHOULD BE
FOUND TO HAVE BEEN MADE WHERE IT APPEARS
THAT THE ACCUSED IS UNABLE TO MAKE AN
INTELLIGENT AND UNDERSTANDING CHOICE
BECAUSE OF ~~MENTAL~~ ~~CONDITION~~ ~~FROM~~ ~~IN~~ ~~AGE~~ ~~OR~~
~~EDUCATION~~ EXPERIENCE THE NATURE OR
COMPLEXITY OF THE CASE OR OTHER FACTORS
SEE ALSO ~~ANNO~~ ACCUSED'S RIGHT TO REPRESENT
HIMSELF IN STATE CRIMINAL PROCEEDINGS
MODERON STATE CASES, 98 A.L.R.3d 1381 (1980)
841 W. 2d 1000 (1980) (1980) (1980) (1980) (1980)
WALLACE J. DICKINSON, JR. V. WALLACE A. CR-
10 (EPT) THE ATTORNEYS HAVE TO HELP ME BY
HIGHLIGHTING & TRY TO HELP ME BY
NOT DOING THE DELIVERY TO THE COURT BY
EVALUATING THE DELIVERY TO THE COURT BY
THE BOTH WASHINGTON STATE CASE HAS
THE U.S. CONSTITUTION GIVES ME THE RIGHT
TO CHOOSE WHEN TO NOT CONFIDENTIAL HEAR-
INGS THE COURT MUST LOOK AT THE
EVIDENCE & DECIDE IF THE CASE IS
CONFIDENTIAL. THE COURT MAY SEE THE
RECORDING IN PERSPECTIVE & SEE THAT
IT IS PROBABLY SKETCHED WITH THE
CIRCLES ATTACHED FROM THE SIDE
THE COURT MUST DECIDE THE CASE
AT THE HEARING TO THE COURT
IT (CASE) STANDS THIS COURT MUST
THE COURT MUST DECIDE THE CASE
THE COURT MUST DECIDE THE CASE

LEGAL ARGUMENT

I HAVE HISTORY OF DEVELOPMENTAL-
DISABILITIES SEE KING COUNTY SUPERIOR COURT
MENTAL HEALTH RECORDS OF ME DEMAR RHOME
& SEE MY ATTORNEYS COPY OF PETITION
FOR REVIEW THE RECORD DOESNT PROVE
BY NO MENTAL HEALTH DOCTORS THAT I WASNT
SUFFERING FROM MY DEVELOPMENTAL DISABILITIES
I WAS SUFFERING FROM THEM SEE RECORD
THE RECORD I WAS NOT TREATED FOR ANY
MENTAL NOR DEVELOPMENTAL DISORDERS AND
MONTHS LATER BEFORE THAT NO PROOF WAS
SHOWN THAT I WAS NOT SUFFERING FROM MY
DELUSIONAL DISORDER. SEE RECORD & SEE
RECORD FOR PROOF THAT I GOT HISTORY OF
MENTAL ILLNESSES & BOTH DOCTORS AT
WESTERN STATE HOSPITAL WHO GAVE REPORT
DR DUHAM & DR LUTCHBINGE THAT I WAS
NOT SUFFERING FROM MENTAL DISORDERS &
SEE THE MENTAL HEALTH RECORDS THAT
THE KING COUNTY SUPERIOR COURT HAS AT
516 3RD AVENUE SEATTLE WA 98104
I HAVE LOW IQ OF 59 OR I.E. OF 49 YES
AROUND THERE THIS COURT MUST LOOK AT THE
FACT THAT I (A) GOT NO HIGH SCHOOL DEPLMA
I.E. NO GED SEE RECORD IT MAKES NO
MENTION OF EVIDENCE NOR MAKES ANY
STATEMENTS FROM ANYONE THAT I VIOLVED
LAWS NO ONE SUPPORTS I UNDERSTOOD ANY
OF MY FEDERAL DEPT PROCESS RIGHTS & SEE THE
RECORD SO IN UNITED STATES EX TELMARTINEZ
V THOMAS 526 F.2d 750/753 (9th Cir 1975) IN THE
SHOWCASE THE COURT REVERSED A CONVICTION
OF A DEFENDANT WITH LOW IQ SO HAVING A LOW IQ
IS BASIS FOR RELIEF THIS COURT MUST RELEASE ME

THIS COURT RESPECTFULLY ASKED TO
PERCLUDE THE STATE PROSECUTORS STATE
COURTS FROM RETRYING ME ON THE
MURDER CHARGE & FROM ANY CHARGE IN
CONNECTION TO MURDER & I BE RELIEVED

FROM CUSTODY UPON REVERSAL OF CONVICTION
NOWHERE ARE LEGAL COURT FACTORS GIVEN
TO HELP THIS COURT GRANT WHAT THING
I WANT FOR THE EXPLAINED REASONS GIVEN

(1) FEDERAL COURTS HAVE THE JURISDICTION
TO GRANT WRIT OF HABEAS CORPUS PRIOR
TO TRIAL OF INDIVIDUALS IN STATE CUSTODY
SEE NEVILLE V CAVANAGH 6 A 7 CHH
1979 6 11 F.2d 673 CERTIORARI DENIED
100 S. CT 1834 446 U.S. 908. 64 L ED 2d 260

(2) IN SOME CIRCUMSTANCES - CONSIDER-
ATIONS OF COMITY & CONCERNS FOR THE
ORDERLY ADMINISTRATION OF CRIMINAL-
JUSTICE REQUIRE FEDERAL COURTS TO
FOREGO EXERCISE OF ITS HABEAS CORPUS
POWERS (CITING FRANCES V HENDERSON 14
1976. 96 S. CT 1708 425 U.S. 536 48 L ED 2d
149)

(3) MY TRIAL WAS UNCONSTITUTIONAL AND
THE STATES WITNESSES GAVE NO MEANINGFUL
P. PRESSURE WHEN ON THE STAND THAT I CONTROL
WOMEN & DON'T CONTROL WOMEN & THE STATE
NEVER PROVE BY NO BLOOD BY NO SPIT BY NO
EVIDENCE THAT I KILLED ANYONE I NEVER RAPE
ANYONE & THE STATE CIT. JUD THE JUDGES OUT
OF KNOWING THE FACTS OF THE CASE HE
NEVER TRI. JUDGES ALLOCATION. BROWN SHOWED
THE STATE COURT FOR THE FIRST TIME

ARGUMENT

NOW MINNESOTA SUPREME COURT HELD THAT A DEFENDANTS CONSTITUTIONAL RIGHTS TO A FAIR-

TRIAL AND DUE PROCESS WERE NOT ADEQUATELY-

PROTECTED WHEN THE COURT ALLOWED HIM TO PROCEED PRO SE BECAUSE OF PARANOID MISTRUST OF THE JUDICIAL SYSTEM STATE V. BAUER, 310 MINN.

103, 245 N.W. 2d 848 (1976) IN MY CASE I MET THE

& I MATCH THE SAME FACTS TO THE CASE SAID ABOVE

BECAUSE THIS COURT SHOULD SEE THE RECORDED (I)

OF MY ATTORNEYS RAYMOND AREKAY WANTED ME

EVALUATED TO SEE IF I WAS COMPETENT OR NOT

BECAUSE AT COURT RAYMOND AREKAY SAID I HAD

DISTRUST OF ATTORNEYS SEE THE RECORD & HEAR

THE RECORDED TAPE & SEE THE KING COUNTY

SUPERIOR COURTS MENTAL HEALTH RECORDS ON ME

I AM WITH PARANOID SCHIZOPHRENIA & SEE COURT

FILE SEE ALL THIS MY WANTING TO GO PRO SE

A BIG PART OF THIS WAS BECAUSE OF PARANOID

MISTRUST I MET THE BAUER STANDARD I AM

ENTITLED TO RELEASE FROM THE MURDER CONVICTION

LOOK AT THE MINNESOTA SUPREME COURTS

DECISION IN STATE V. BAUER BECAUSE BAUER'S

CONVICTION WAS REVERSED BECAUSE DEFENDANTS

DUE PROCESS RIGHTS & CONSTITUTIONAL RIGHTS

NOT ADEQUATELY PROTECTED BECAUSE OF THE

DEFENDANTS WANTING TO GO PRO SE

BECAUSE OF PARANOID MISTRUST OF THE

COURT IN MY CASE MUST LOOK AT THE

STATE V. HANNA & THE STATE V. BAUER CASE

DECISION IN MY CASE APPLY TO THE COURT

COURT MUST USE THESE CASES AS PRECEDENT

FOR ME TO BE GRANTED RELEASE & THERE IS

PSYCHIATRIC EVIDENCE THAT I HAVE BEHAVIORAL

DISORDER & A HISTORY OF SELF-HARM

LEGAL AGREEMENT

SEE THE RECORD I DID NOT GO INTO PERCIPICS ABOUT THE LEGAL CONSEQUENCES OF BEING PRO-SE THIS IS ANOTHER SIGN & ANOTHER WAY OF PROVING MY WAIVER OF RIGHT TO COUNSEL WAS NEVER KNOWING INTELLIGENT SEE THE RECORD EVEN AT EARLY PART OF TRIAL THE STATE SAID THAT PRACTICE BETTER AT LEAST TRY HE SAID SOMETHING LIKE THIS BUT THE PROSECUTOR MADE A SIMILAR STATEMENTS BECCUSE HOW I WAS REPRESENTING MYSELF WAS POOR SEE RECORD I NEVER SAID NOR EVER SHOWED THAT I UNDERSTOOD THE COURT RULES NOR DID I SHOW NOR PROVE THAT I WAS IN ANY LAW SCHOOLS AND THE TRIAL COURT DID NOT INVESTIGATE TO SEE IF THE REASONS I GAVE TO GO PRO-SE WERE VALID SEE RECORD THE COURT MUST LOOK AT THIS STATE SUPREME COURT AND ON MY APPEAL IN L.O.A NO 58702-81 THE L.O.A DID NOT MAKE NO SHOWING OF HOW I WASNT SUFFERING FROM PARANOID & THIS COURT MUST SEE THAT

THE CO.A DIVISION ONE COURT WAS REALLY WRONG TO BELIEVE I DIDNT SUFFER FROM PARANOID PARANOID DELUSIONS & DID NOT KNOW IF LAWYERS ARE REALLY OUT TO GET ME & NOT PROTECT ME MY PSYCHIC DISORDER & PARANOID DELUSIONS ARE THE SOLE REASONS WHY I GOT MY LAWYERS FIRED I COULD NOT ENJOY THE RIGHT TO COUNSEL GUARANTEED BY FEDERAL & STATE CONSTITUTIONS STATE V. CHAVIS 31 Wn. App 784 787 644 P.2d 1203 (1987) MY WAIVER OF RIGHT TO COUNSEL WAS NOT KNOWING INTELLIGENT BECAUSE MY

~~RECORDED~~
LEGAL ARGUMENT

THIS COURT MUST REVERSE MY CONVICTION
I ASSERT THAT I WAS NEVER KNOWING MY
WAIVER OF COUNSEL OF RIGHT INTELLIGENT
U.S. CONSTITUTION AMENDMENT SAYS A
DEFENDANT CAN ENJOY THE RIGHT TO COUNSEL
BUT I COULD NOT CLEARLY NOR TRULY NOR
RATIONALLY NOR INTELLIGENTLY ENJOY MY
6TH AMENDMENT TO THE U.S. CONSTITUTION
BECAUSE OF RIGHT TO COUNSEL BECAUSE
OF MY PARANOID DELUSIONS & PARANOID
MISTRUST OF MY LAWYERS & ALSO NOW I
HAVE NOT BEEN TREATED FOR MY MENTAL
DISORDERS HERE ARE THE SERIOUS REASONS
WHY THIS COURT SHOULD BELIEVE & ACCEPT THAT
MY WAIVER OF RIGHT TO COUNSEL WAS NOT
KNOWINGLY INTELLIGENTLY DONE / NOW SEE
THE RECORD ~~RECORD~~ IT DONT SHOW THAT
I HAD ANY EVIDENCE TO PROVE THAT I UNDER-
STOOD TRAIL COURT PROCEDURES & (2) SEE THE
RECORD IT DONT SAY THAT I UNDERSTOOD IN-
DEPTHS THE DISADVANTAGES THERE IS BEING
PROSEC. DISADV. MY WAIVER OF RIGHT TO
COUNSEL WAS BECAUSE OF MY PARANOID
DELUSIONS & MY HELLICINATION ALL ABOUT MY
LAWYER BEING RITIC GET ME & BEING DELOAN
AND I DID NOT GIVE ALL THE REASONS WHY I WANTED
TO FIRE MY LAWYER SO I GO HISTORY CLERK
DICKENS & I HAVE TOLD IQ AND DONT UNDER-
STAND TO LOOK WITH ATTORNEY

LEGAL ARGUMENT

THIS GROUND RELIEF CAN BE GRANTED OFF OF
THIS GROUND IS ABOUT MY SELF REPRESENTATION
I USE THE STATE V EDWARDS CASE TO
THIS COURT THAT IN THE U.S. SUPREME COURT A
QUESTION WAS BROUGHT UP AS TO CAN ONE BE FOUND
INCOMPETENT TO REPRESENT HIM SELF NOW IN EDWARDS
THE COURT GRANTED RELIEF??? BECAUSE MR EDWARDS
WAS PROVEN & FOUND BY EVIDENCE & SUPPORT TO HIM
THAT WHEN HE REPRESENTED HIM SELF HE WAS IN-
COMPETENT & THAT HIS WAIVER OF COUNSEL WAS NOT
KNOWINGLY BY INTELLIGENT WAIVER OF COUNSEL &
SHOWED NO PAPERS NOR DID I VERBALIZE &
VERBALLY SHOW THAT I UNDERSTOOD THE LOSS OF
PRIVILEGES FROM A ACTUAL ATTORNEY FORMER
I DID NOT VERBALLY EXPRESS ANY PERCEPTIONS
OF WHAT STATE LAW OR FEDERAL LAWS I KNEW? & ALSO
I WAS SO SO PARANOID & MAD PARANOID DELUSIONS
ABOUT MY LAWYERS BEING DEMONS & WORKING AGAINST
ME TO THE PROSECUTOR AND I PRIVATELY WITHHELD TRAIL
COURT JUDGES FROM KNOWING THIS I WAS INCOMPETENT
TO REPRESENT MY SELF & MY WAIVER OF COUNSEL WAS
NOT INTELLIGENTLY MADE AND I DID NOT GIVE NO
UNDERSTANDING TO THE COURT THAT I UNDERSTOOD COURT
LANGUAGE NOR DID I SHOW THAT I UNDERSTOOD
STATE LAWS & I DID NOT PROVE BY A PROPONDERING
OF EVIDENCE THAT I STUDIED LAWS SO THERE ARE
SIGNS TO THE COURT TO SEE DEEPER IN THE FACT
I WAS NEVER COMPETENT TO STAND TRAIL LESS THAN
NOT EVEN COMPETENT TO REPRESENT MY SELF & ALSO
THIS COURT MUST REVERSE MY CONVICTION BECAUSE
PETITIONERS CAN WIN THERE CASES ON SELF REPRESENTATION
ROUND CITING / RELYING ON MAYNARD V MEACHUM C.A. 1
MASSD 1976. 545 F. 2d 273 + I HAD THE BURDEN TO PROVE
MY INCOMPETENCE WAS NOT SUFFICIENTLY UNDERSTANDING AND
EFFECTIVE TO AMOUNT TO EFFECTIVE WAIVER OF RIGHT
TO COUNSEL SEE MAYNARD V MEACHUM C.A. 1 C MASSD 1976. 545 F. 2d
273, + MY PSYCHOTIC DISORDER CAUSES ME NOT TO KNOW REALITY FROM
FANTASY & MY REALITY IS LAWYERS ARE DEMONS & PROSECUTORS AND ALL
TO GET ME THERE ARE THE HONEST REASONS WHY I WANTED TO SEE PROSEC
I DID NOT WANT TO SEE THE COURT

LEGAL ARGUMENT

THIS GROUND IS RELATED TO ME ON THE
[PRO-SE ISSUES]

^{petitioner}

MY INITIAL BURDEN IS HEAVY FOR ~~FOR~~ ^{petitioner} I MUST SHOW
FACTS SUFFICIENT TO POSITIVELY UNEQUIVOCALLY
AND CLEARLY GENERATE A REAL SUBSTANTIAL AND
LEGITIMATE DOUBT OF MY MENTAL CAPACITY CITING
WOODALL V. FOTI C.A. 9 SCLAW. 648 F. 2d 268.
A UNTREATED PSYCHOTIC DISORDER HAS (3) BAD
IMPACTS ON ME AMONGST OTHERS WHO SUFFER
FROM A UNTREATED PSYCHOTIC DISORDER (1) IT
CAUSES ME TO NOT BE ABLE TO FORMULATE
CLEAR & INTELLIGENT THOUGHTS ABOUT WHAT'S
REALLY GOING ON & WHAT'S NOT (2) IT CAUSES ME
TO HAVE DISORGANIZED THINKING & LEADS TO
DIVERGENT THINKING THAT NEGATIVELY IMPACTS
MY CAPACITY TO PROCESS CLEAR & CORRECT &
INTELLIGENT UNDERSTANDINGS ABOUT THE
NATURE OF PROCEEDINGS AGAINST ME & MAKES ME
NOT KNOW IF LAWYERS ARE DEMONS & PROSA-
CUTORS TOGETHER WITH WORKING WITH OTHER
PROSECUTORS AGAINST ME & (3) I CANNOT APPRECIATE
THE UNDERSTANDING OF THE CHARGE & SEE THE RECORD
THERE ARE A NUMBER OF THINGS I NEVER EXPLAINED
ABOUT THE CRIMINAL JUSTICE SYSTEM & I DON'T
KNOW WHAT LAWYERS REALLY ARE & DON'T UNDERSTAND
WHAT THE CONVICTION OF MURDER NOR THE CHARGE OF
MURDER MEANS SO USE ALL THIS AS EVIDENCE & AS
SIGNS TO ~~SEE~~ I DIDN'T MAKE INTELLIGENT NOR
HONESTLY UNDERSTOOD WHAT WAIVER OF COUNSEL NOT
+ I WAS INCOMPETENT TO REPRESENT MYSELF
STATE V. EDWARDS (2008) SO I SHOWED SOME
OF THE POWERS AND SHOWED HOW IN SOME VERY
SERIOUS WAYS THAT A PSYCHOTIC DISORDER CAN/HAS
CAUSED: DAMAGED (RUIN TO MY THINKING SYSTEM &
I LET THIS COURT KNOW I MUST PERVALE ON THIS
GROUND FROM GROUND #11 & THIS COURT MUST REVERSE MY
CONVICTION UNDER MAYNARD V. MEACHUM C.A. 1 (MASS)
1976 545 F.2d 273. BECAUSE THAT CASE SHOWS PETITIONERS CAN
WIN THESE CASES IF THEY CAN SHOW/PROVE THAT THEIR WAIVER OF

LEGAL ARGUMENT
(RELATED TO MY SELF REPRESENTATION)

NOW THIS COURT MUST NOT LET PROSECUTORS NOR
LET OTHER CASES FOO YOU (A) JUST BECAUSE
SOMEONE IS NOT SHOWING SIGNS OF MENTAL-
ILLNESSES OR JUST TALKING WELL EDUCATED TO
SOME DA GILL OR SOME EXSTENT DOES TRULY MEAN
THAT A PETITIONER OR ANY PERSON WHO REPRESENTS
THEY SELF MADE A INTELEAGENT WAIVER OF RIGHT
TO COUNSEL THIS COURT MUST CONSIDER THESES THINGS
& MENTAL DISEASES DONT ALWAYS MAKE IT TRUTH
A PERSONS WAIVER OF COUNSEL ~~IF~~ RIGHT WAS
CORRECTLY & INTELEAGENTLY MADE BECAUSE OF
MENTAL DISORDERS BUT IT COULD BE BECAUSE OF MENTAL
DISORDERS ~~AND~~ I HAVE VERY SERIOUS MENTAL DISORDER
& THE COURT SHOULD SEE THE RECORD WITH THE FACT
THAT I WAS NEVER ON NO MENTAL HEALTH
MEDICATION FOR MY PSYCHOTIC DISORDER NOR
MY DELUSIONAL DISORDER NOR MY DEVELOPMENTAL
DISABILITIES AND THE FACT I DESCRIBED HOW BAD
THESES MENTAL PROBLEMS / BRAIN ISSUES ARE THE
COURT SHOULD OF HAD BONA FIDE DOUBT ABOUT MY
COMP @ TENCY AT THE TIME OF TRAIL THE RECORD
SUPPORTS THESES GIVEN FACTORS LEGALLY AFTER
APPEAL AFTER CONVICTION & AFTER SENTENCES
AFTER TRANSFER TO PRISON I LEGALLY AM
ALLOWED TO STILL SHOW & PROVE THAT MY
WAIVER OF RIGHT TO COUNSEL WAS NOT
INTELEAGENTLY MADE & I CAN GET TRY
CONVICTION REVERSED ON SELF REPRESENTATION
GROUNDS AS WELL AS IF A PETITIONER SHOWS HIS
WAIVER OF COUNSEL WAS NOT INTELEAGENT HE CAN GET
HIS CONVICTION REVERSED CITING MAYNARD V MEACHUM, C.A. 1
CHASS 1976, 545 F.2d 273, I PROVED BEST I COULD WITH PROFT
MENTAL DISORDERS & TONDAIRMENTAL DISORDERS THIS COURT MUST REVERSE MY

LEGAL ARGUMENT

I ARGUE THAT IN THE INTEREST OF JUSTICE
THIS COURT REVERSE MY MURDER CONVICTION
BECAUSE (A) I PROVIDED THE BEST EVIDENCE
COULD TO SUPPORT THAT I WAS NEVER COMPETENT TO
STAND TRIAL & THAT MY CONVICTION IS
CONSTITUTIONALLY INVALID & THAT BECAUSE OF
THIS I AM BEING HELD IN VIOLATION OF
PERCIFIC FEDERAL DUE PROCESS RIGHTS AS
CONSTITUTIONAL RIGHTS & I AM LEGALLY ALLOWED
TO PROVE MY INCOMPETENCE TO STAND TRIAL SEE
MEDINA V CALIFORNIA US 1201 Ed 2d 353, 112 S.C
2572 (1992) & WHEN I WAS DENIED MY CONSTITUTIONAL
RIGHT TO TESTIFY AT MY (2005) COMPETENCY HEARING
I WAS DENIED 1 OF MY CONSTITUTIONAL RIGHTS THIS IS
NOT HARMLESS MY TESTIMONY COULD OF MADE THE
OUTCOME OF MY HEARING DIFFERENT & WHEN I SHOWED
HOW MY MENTAL DISORDERS & DEVELOPMENTAL DISORDER
BADLY CAUSE ME NOT TO BE COMPETENT IN TRIEDLY THEN
THIS MEANS I SHOW I WAS DENIED MY CONSTITUTIONAL
RIGHT NOT TO BE TRY CONVICTED WHILE INCOMPETENT
+ I PROVED I WAS NEVER COMPETENT MC INDEE
& MY CONVICTION HARMFULLY IMPACTS MY
CONSTITUTIONAL RIGHTS & MY CONFINEMENT IS
UNLAWFUL & I ASK THIS COURT TO VACATE MY
CONVICTION FOR ALL THE REASONS AND ARGUMENT
I GAVE WITH SUPPORTING DOCUMENTS & I PROVED I
DID NOT COMPETENTLY OR UNDERSTANDINGLY WAIVE
MY RIGHT TO COUNSEL WHICH I CAN DO AFTER TRIAL &
SENTENCE & IN POST CONVICTION PROCEEDINGS
COST V BOLES D.C.W VA. 1967. 272 F. SUPP. 39 & THIS
COURT HAS ALL IT NEEDS TO KNOW TO REVERSE MY CONVICTION
FINALLY I SHOWED & PROVED THAT THE PROSECUTOR USED FALSE TESTIMONY
WHICH PROVIDES BASIS FOR RELIEF LEKA V PORTUONDO 2001 APPEAL
ISS 67 AND CIR 2001 JULY 12 2001 BREW TESTIMONY COULD OF WITH HEL FALSE / PERJURY
TESTIMONY BADLY EFFECTED THE JURYS JUDGMENT OF ME & COULD OF
MADE THEM USE UNLAWFULLY THE URGENT REASONS TO CONVICT ME + I GAVE MORE
EVIDENCE FOR MY DEFENSE

FINAL
LEGAL ARGUMENT
LEGAL ARGUMENT IS FOR
SUPPORTING ~~THE~~ FINAL GROUND
& ME FOR THE COURT TO REVERSE
THE UNLAWFUL CONVICTION &
HAVE ME RELEASED NOW FROM
UNLAWFUL CUSTODY

SEE & READ PORTIONS OF MY MENTAL HEALTH-
RECORDS I SENT TO PROVE I GOT DEVELOPEMENTAL-
DISABILITIES & GOT LOW IQ AND SEE & RECALL THE
~~THE~~ COUNTY SUPERIOR COURTS MENTAL HEALTH
RECORDS & THE COURT FILE & THEN THE COURT HERE
THAT I AM AT WILL TRULY KNOW I GOT LOW IQ &
GOT DEVELOPEMENTAL DISABILITIES - I RELY ON
UNITED STATES EX REL MARTINEZ V THOMAS 326
F.2d 750, 753 (2ND CIR (1975)) THAT THIS COURT
MUST REVERSE MY CONVICTION BECAUSE I GOT LOW
IQ & HISTORY OF MENTAL PROBLEMS AND MARTINEZ
CASE I USE AS PROOF THAT THIS COURT MUST GRANT
RELIEF BECAUSE (A) THE MARTINEZ COURT DECISION
IS HONORABLE & (B) I AM ALLOWED TO BENEFIT
FROM THE DECISION MADE IN MARTINEZ CASE (C)
I MEET THE MARTINEZ STANDARDS & ON THE FINAL-
GROUND & LEGAL ARGUMENT FOR RELIEF SHOULD BE-
REVIEWED UNDER UNITED STATES EX REL MARTINEZ
V THOMAS 326 F.2d 750, 753 (2ND CIR (1975)) BECAUSE
IN THE MARTINEZ CASE THE CONVICTION WAS REVERSED
BECAUSE HE HAD A LOW IQ SEE UNITED STATES EX REL
MARTINEZ V THOMAS 326 F.2d 750, 753 (2ND CIR (1975))
BECAUSE OF HISTORY OF MENTAL PROBLEMS AND LOW
IQ MARTINEZ CONVICTION WAS REVERSED AND UNDER
MARTINEZ THIS COURT MUST GRANT RELIEF BECAUSE
THE COURT FILE PROVES I GOT LOW IQ & I SEE A PORTION
OF MENTAL HEALTH RECORDS TO PROVE (A) I GOT LOW
IQ (B) THAT I GOT DEVELOPEMENTAL DISABILITIES & BE-
CAUSE OF LOW IQ & HISTORY OF MENTAL PROBLEMS
THE FEDERAL COURT IN MARTINEZ CASE HE HAD HIS NAME
OFFICIAL TO COME & SEE & NOT KNOWING THAT I
WAS NOT INTERVIEWED

~~FOR THIS~~ ^{GROUND} FOR THIS COURT TO GRANT RELIEF
BY REVERSING MY MURDER CONVICTION
SEE ENCLOSED PORTIONS OF & HAVING ME RELEASED NOW

MENTAL HEALTH RECORDS THAT PROVE (A) I GOT LOW IQ
& (B) HISTORY OF MENTAL PROBLEMS & SEE RECORD THIS
COURT CANNOT & SHOULD NOT AGREE THAT WITH THE
MENTAL CONDITION/DEVELOPMENTAL DISORDERS I HAD AT
LOW IQ THAT MY WAIVER OF RIGHT TO COUNSEL WAS IN-
KNOWING INTELLIGENT IN MARTINEZ THE FEDERAL CAR.
HEID THAT THEY COULD NOT AGREE THAT MARTINEZ IN THE
KNOWING INTELLIGENT WAIVER OF RIGHT TO COUNSEL BE-
CAUSE OF HIS HISTORY OF MENTAL PROBLEMS & HIS LOW
IQ. I RELY ON UNITED STATES EX REL MARTINEZ V THOMAS
326 F.2d 150, 53-1 U.S. 1131 (1975) THAT THIS COURT HAS TO REVERSE
MY CONVICTION BECAUSE IN MARTINEZ THE CONVICTION WAS REVERSED & IN
7 THINGS THE RECORD DONT SHOW & DONT PROVE TO
PROVE BY THE THINGS MISSING OUT FROM THE RECORD
FOR THIS

(1) THE RECORD DONT SHOW NOR PROVE THAT ANYONE
SUPPORTED THE PROSECUTOR THAT I UNDERSTOOD MY DUE-
PROCESS RIGHTS

(2) THE RECORD DONT SHOW & DONT PROVE BY NO ONE
WITH NO EVIDENCE THAT I UNDERSTOOD ANYTHING
ABOUT STATE CONSTITUTIONS NOR FEDERAL CONSTITUTION

(3) THE RECORD DONT PROVE & DONT SHOW THAT I GAVE
ANY STATEMENTS TO THE JUDGES ABOUT WHAT
BAD THINGS CAN HAPPEN GOING PRO SE.

(4) THE RECORD DONT GET NO MENTAL HEALTH DOCTOR
WHO SAY I UNDERSTOOD THE COURT RELATED RULES

(5) THE RECORD DONT SHOW & DONT PROVE THAT I
HAD ANY LEGAL DOCUMENTS OF ANY KIND WHILE I
WAS TALKING TO THE JUDGE ABOUT GOING PRO SE

(6) THE RECORD DONT SHOW NOR PROVE THAT I HAD
ANY BOOKS OR PAMPHLETS TO SUPPORT THAT I KNEW
WHAT I WAS DOING WHEN TALKED TO THE JUDGE
ABOUT ME GOING PRO SE

(7) THE RECORD DOESNT SHOW NOR SHOW NOR PROVE
THAT I UNDERSTOOD TRIAL PROCEDURES & THINGS
RELATED / READ RECORD V. THE, KNO. THAT I AM
THE TRUTH MY WAIVER RIGHT TO COUNSEL WAS NOT
COMPETENT & INTELLIGENT & USED 7 THINGS TO PROVE

(PROOF OF EVIDENCE)

THAT SUPPORTS MY
INCOMPETENCY

TO REPERSENT
MYSELF PAGE #8

- #1 FOR ALL REPORTS OF ME
+ INCOMPETENCE FROM LAWYERS
DOCTORS ETC CALL N.D.A. 206 674-
4700
- #2 CONTACT SIG 3RD AVE SEATTLE
WASH 98104 RECORDS UNIT FOR
ALL REPORTS OF INCOMPETENCE...
- #3 FOR REPORTS OF DOCTOR-
VILL HOWER ON INCOMPETE
CALL 206 674-4700 TORI FODISH
- #4 FOR ALL CASE FILE FOR MR. DEME
COPY CONTACT 206 297-0100
FOR ALL FILE OF CASE
- #5 FOR OLD REPORTS OF
INCOMPETE FROM WALTER PERES
VIEW CALL 206 674-4700
- #6 N.D.A. 206 674-4700 WALTER PERES
FOR DR WHITES REPORTS OF ME
ON INCOMPETE
- #7 CONTACT 206 674-4700 RICHARD
WARNER FOR HIS OLD REPORTS OF ME...
- #8 CONTACT TESS THOMAS 206
760-8020 OR 206 760-8060 FOR HER
REPORTS & STATEMENTS OF MY INCOMPETE
- #9 NOW CONTACT 206 674-4700
N.D.A. FOR ALL WESTERN STATES
HOSPITALS INFO OF INCOMPETE...
- #10 CONTACT RECORDS UNIT AT
CHILD STUDY & TREATMENT CENTER
FOR REPORTS OF INCOMPETE...
- #11 E-MAIL OR MAIL OR FAX THE
JUVENILE COURT RECORDS UNIT IN
SEATTLE WASH FOR ALL REPORTS OF
INCOMPETE...

ADDITIONAL
GROUND #2

I AM ENTITLED TO HAVE CONVICTION
REVERSED AND SET FREE / I HAVE THE
RIGHT TO HAVE CONVICTION REVERSED
UNDER MCGREGOR V GIBSON SUPRA
AT 248 F.3D ~~114~~ 963-64 CASE

BECAUSE IN THAT CASE MCGREGOR'S
CONVICTION WAS REVERSED BECAUSE
HE WAS FOUND INCOMPETENT UNDER
AN UNCONSTITUTIONAL STANDARD. IN THIS
CASE NUMBER SAID ABOVE REVIEW OF
RECORD SHOWS IN MCGREGOR'S
CASE THAT REASONABLE JUDGE SHOULD
HAVE HAD BONA FIDE DOUBT ABOUT
MCGREGOR'S COMPETENCY AT THE TIME OF
TRIAL AND MCGREGOR WAS RELEASED
FROM CUSTODY BECAUSE IN HIS CASE
IT WAS PROVEN THAT HE WAS FOUND
COMPETENT UNDER AN UNCONSTITUTIONAL
STANDARD AND LEGALLY A CRIMINAL
COURT CAN REVERSE A PERSON'S
CONVICTION BECAUSE OF SOMEONE
WHO HAD MENTALLY AND HAD BEEN
FOUND COMPETENT UNDER AN UNCONSTITI-
TUTIONAL STANDARD NOW...

IN MY CASE SEE GROUND #1 + SEE
AND SEE GROUND #1 OF 1 FOR HOW
THE DIFFERENT WAYS I SHOWED PROOF
THAT I WAS FOUND COMPETENT
UNDER AN UNCONSTITUTIONAL
STANDARD AND ALSO SEE OTHER
PAPERS OF ME ABOUT MY INCOMPETENCY
NOW ALSO AGAIN I HAVE

RIGHT TO RELIEF UNDER MCGREGOR
V GIBSON AT 248 F.3D 963-64
THIS COURT MUST REVERSE CONVICTION
BECAUSE WHEN I WAS NEVER COMPETENT

IN GRIFFIN V LOCKHART SUPRA
AT 931 → CASE THE CONVICTION WAS
REVERSED BECAUSE OF STATE COURT
GROUND # 7 DID NOT HAVE ADEQUATE
HEARING ON COMPETENCY HABEAS CORPUS
RELIEF WAS GRANTED ON THAT ISSUE
OF NOT HOLDING A ADEQUATE HEARING ON
COMPETENCY SO LOOK THE SAME HAPPEN TO
COURTS CAN LEGALLY GRANT
RELIEF ON PEOPLE'S CASES
WHERE THEY ROSE CLAIMS THAT
WARRANTED RELIEF OTHER PEOPLE
IN DIFFERENT CASES HAD CONVICTIONS
REVERSED BECAUSE OF OTHERS
WHO ROSE SIMILAR OR EXACT
ISSUES JUST AS IN THE CASE
WHERE PEOPLE SAY THEY CAN
BE GRANTED RELIEF
(COMMENTS)

SO MY ADVICE THIS COURT
MUST REVERSE CONVICTION
BECAUSE IF THIS COURT
WONT SOME OTHER WILL +
THE COURT SHOULD ACCEPT
THAT THERE ARE VALID
REASONS + HONEST REASONS
FOR WHY CONVICTION
SHOULD BE REVERSED I AM
ENTITLED TO HAVE CONVICTION REVERSED UNDER
GROUND # 8 I PROVED ON OTHER SUPRA AT 931
PAGES HAVE COMPETENCY HEARING
WAS NOT ADEQUATE IN MY CASE JUST
LIKE IN GRIFFIN V LOCKHART SUPRA
AT 931.
GROUND # 9 I SHOWED HOW DUE PROCESS
IS STILL VIOLATED COURT MUST REVERSE
CONVICTION UNDER GRIFFIN V LOCKHART SUPRA AT 931

THE COURT MUST REVERSE THE CONVICTION FROM GROUND#16 & GROUND#16 OF 16 BECAUSE THE THINGS I BROUGHT UP IS THINGS MY ATTORNEY WALTER O PERIC 206 674-4200 WAS SUPPOSE TO BRING UP HE DIDNT EVEN VERBALLY EXPRESS ANY EXTRA REASONS TO THE COURT FOR WHY MY TESTIMONY COULD OF BEEN HELPFUL & THE ATTORNEYS WAS NOT VERY EFFECTIVE AND THE DENIAL OF MY CONSTITUTIONAL RIGHT TO TESTIFY WITH NO ARGUMENTS IN APPEAL AGIST THE DENIAL SO THAT THE COURT COULD SEE I WAS NOT COMPETENT TO STAND TRAIL THIS PROVES SEE RECORD COUNSEL WAS ~~INEFFECTIVE~~ AT THE 2008 COMPETENCY HEARING & HE FAILED TO DISCLOSE ANY REPORTS OR VERBAL INFORMATION ABOUT MY DEVELOPMENTAL DISORDERS & WITH A LOW IQ OF 119 & NO TREATMENT OF MY DEVELOPMENTAL DISABILITIES & NO TREATMENT FOR MY DEPRESSIVE DISORDER & WITH A KNOWN HISTORY OF DEVELOPMENTAL DISABILITIES AND MY ATTORNEY FAILED WITH HELD RECORDS REGARDING MY DEVELOPMENTAL DISABILITIES WALTER O PERIC WAS AT COMPETENCY HEARING ~~INEFFECTIVE~~ ASSISTANCE OF COUNSEL THIS IS BASIS FOR RELIEF CITING HULL V KYLER 190 F.3d 88, 11-13 C3d C1R 19

A ATTORNEY WHO IS INEFFECTIVE ASSISTANCE
 OF COUNSEL AT A COMPETENCY HEARING IS
 BASIS FOR RELIEF RELYING ON HULL V KYLER
 190 F.3d 88, 11-13 C3d 1999 IN HULL THE
 FEDERAL COURT HELD THAT IT IS A REVERSIBLE
 ERROR FOR COUNSEL AT A COMPETENCY-
 HEARING ALONE TO BE INEFFECTIVE ASSISTANCE
 OF COUNSEL & I SHOWED VERY CLEARLY WHAT
 THINGS WERE NOT BROUGHT UP FOR CONSIDERATION
 OR FOR JUDGMENT I SHOWED THAT COUNSEL
 FAILED TO MAKE ARGUMENTS ABOUT HOW MY
 DEVELOPMENTAL DISABILITIES & HOW MY PSYCHIC
 DISORDER ~~ALL~~ CAN BE BASIS FOR INCOMPETENCY
 AND ~~SO~~ MAKE ME INCOMPETENT SEE RECORD MY
 OWN LAWYER DIDNT EVEN ASK A JUDGE TO
 DIRECTLY QUESTION ME AND I MUST BE
 ALLOWED UNDER HULL V KYLER TO BENEFIT
 IN FAVORABLE RULING TO GET MY MURDER
 CONVICTION REVERSED ON THIS ISSUE & ^{FROM THIS COURT}
 I TELL THIS COURT FEDERAL COURTS
 DETERMINATION THAT COUNSEL WHO IS
 INEFFECTIVE AT A COMPETENCY HEARING
 IS BASIS FOR RELIEF & THIS DECISION IS
 HONORABLE AND COUNSEL WAS INEFFECTIVE
 AT MY 2005 COMPETENCY HEARING SO UNDER
 HULL V KYLER 190 F.3d 88, 11-13 C3d CIR 1999 I ASK
 THIS COURT TO REVERSE THE MURDER CONVICTION NOW

ARGUMENT

IN PERSONAL RESTRAINT PETITIONS

PETITIONERS CAN PROVE THERE
INCOMPETENCY IN RESTRAINT OF
FLEMING 142 WH. 2d 853.16 P.3d 610
(2001) & IN ~~24~~ 25 CASES PETITIONERS
CAN PROVE THAT THEY WERE NEVER-
COMPETENT TO STAND TRAIL SEE-
BRUCE VESTELIC & SEE LOKOV APPS
NOW LOOK ALL THE GROUNDS INVOLVES
& THAT REVOLVES AROUND INCOMPETENCY
THAT I GAVE FOR WITH CASES CITED
TO THEM ARE ALL BASIS FOR RELIEF
& MY ARGUMENTS IS WITH CASES CITED
RELATED TO THE ISSUE OF INCOMPETENCY
THIS COURT MUST TAKE NOTICE THAT I
RAISED A SUBSTANTIAL AMOUNT
OF OTHER GROUNDS FOR RELIEF
THAT ARE WITH ARGUMENTS ALL
WITH CASES CITED & I MUST
WIN ON MOST GROUNDS BECAUSE
THE RECORD DON'T CONVINCINGLY
NOR TRUTHFULLY SUPPORT NO PRESUMPTION
& DON'T SUPPORT THE SUPERINTENDENTS
ATTORNEYS LEGAL ARGUMENTS NOR
GROUNDS ~~VERY~~ MUCH & NO MONEY &
NO RACIST REASONS SHOULD NOT
BE TAKEN FROM NO PRESUMPTIONS
& NONE TO DENY RELIEF ENOUGH
THE PRESUMPTIONS & THOSE ARE LIKE
THEM ARE MISTAKING ADVANCE OF
THE JUDGES DON'T DENY ME RELIEF
BECAUSE IT IS BECAUSE ETC. WHITE
PEOPLE FEEL SOME ARE EVIL & VIOLENCE
THAT THEIR VIOLENCE GET IT BLESSED BY THE COURT

ABOUT GROUNDS

WARNING

FOR PROOF THAT I AM ENTITLED TO RELIEF FROM CONVICTION OF PROSECUTOR SUBORNATION OF PERJURY IS BASIS FOR RELIEF SEE CASE → SEE LEKA V PORTUGO 2009 U.S. APP LEXIS 15567 2ND CIR JUNE 18 2009 IN THAT CASE HE BEAS CORPUS RELIEF WAS GRANTED BC PROSECUTOR USED FAISE TESTIMONY AGIST SOMEONE + THE GROUNDS I GIVEN ALSO SHOW + PROVE THE STATE DID NOT PROVE ELEMENT OF WARNING CRIME OF RAPE ^{HE STATE IS CRACKED LIAR} FOR PROOF THAT I AM ENTITLED TO RELIEF BECAUSE MY CONVICTION IS NOT CONSISTENT WITH DEMANDS OF FEDERAL DUE PROCESS SEE CASES JACKSON V VIRGINIA INFRA + SEE ALSO HERRERA V COLLINS 506 U.S. 390 401-021993 IN THESE CASES CONVICTIONS WERE REVERSED IN THESE CASES BECAUSE CONVICTIONS WERE NOT CONSISTENT WITH FEDERAL DUE PROCESS BECAUSE PROSECUTORS DID NOT PROVE A ELEMENT OR ELEMENTS OF CRIMES CHARGED IN CASES SAID ABOVE...

ARGUMENT I DID NOT NEED TO OBJECT TO BREWS TESTIMONY BECAUSE STATE KNOW THERE WAS NO PROOF OF RAPE HE DIDNT EVEN SHOW REASONS TO BELIEVE RAPE EVEN HAD DEN COURT MUST REVERSE CONVICTION

GROUND #10 F1

MORE REASONS TO BELIEVE THAT
KIALANI BROWN'S TESTIMONY WAS
FALSE + BECAUSE OF IT RELIEF IS
REQUIRED

(A) THE PROSECUTOR DID NOT ADDRESS
THE PROVISIONS OF EVIDENTIARY RULE
404 ABOUT TO THE FALSE RAPE ALLEGATION
THAT WAS FALSE (B) THE STATE SHOWED
NO PROOF + THE STATE DIDN'T SAY THERE
WAS PROOF OF THE RAPE (C) THE STATE
HAD NO ONE SUPPORT THAT FALSE CLAIM
THE CONVICTION OF MINE IS NOT
CONSISTENT WITH THE DEMANDS OF
STATE AND FEDERAL DUE PROCESS CLAUSE +
AGAIN PROSECUTOR SUBORNATION OF PERJURY
IS EVEN BASIS FOR HABEAS CORPUS RELIEF
SEE LEKA V PORTUONDO 2001 U.S. APP. LEXS
85567 2D

PROSECUTORS TAPED INTERVIEW ^{5/11/13}
TRANSCRIPTS ~~OF~~ KIALANI BROWN YOU ²⁰⁰¹
CAN GET COPIES AT PROSECUTORS
OFFICE OF HUGH BARBER 206 296-9000

I WIN REVERSAL OF CONVICTION ON THIS
GROUND #1 OF 1 EVEN FROM GROUND #1 BECAUSE
I TRULY SHOWED AND PROVED HOW THE RECORD
+ EVIDENCES SHOWS AND PROVES THERE TO
BE GOOD REASONS AS GOOD GROUNDS TO BELIEVE
THAT KIALANI BROWN USED MAINLY FALSE
TESTIMONY THAT JURORS COULD OF USED OR MAY
OF USED IMPROPERLY TO CONVICTED ME AND THE
JURORS YOU DON'T KNOW HOW BROWN'S TESTIMONY
COULD OF BADLY EFFECTED THERE JUDGEMENT
ON ME THE COURT MUST REVERSE CONVICTION
AND GET ME FREE

GROUND #2 ERRONEOUS ADMISSION OF
IRRELEVANT PRIOR CRIME EVIDENCE IS
BASIS FOR RELIEF EVEN HABEAS CORPUS
RELIEF SEE HENRY V ESTELLE 973 F.2D
+ ALSO SEE ALSO STATEMENTS¹⁹⁸³ MADE BY MY EX¹⁹⁸⁷⁻⁸⁸⁻⁹⁷
EX ARE WHEN SHE NEVER TESTIFIED ADMISSIBLE
(STATEMENT) UNDER ER 802 ER 801 ER 803
THE CONVICTIONS IN THESE CASES
ALL WERE REVERSED BECAUSE ERRONEOUS
ADMISSION OF IRRELEVANT PRIOR CRIME
EVIDENCE WAS IN THESE CASES AND
CONVICTIONS WERE REVERSED

ARGUMENT

TO SUPPORT GROUND #2
THE ER 802 ER 801 ER 803 ALL
IN SOMEWAY SOMEHOW VIOLATED
UNDER CASE SAID ABOVE I AM ENTITLED TO
RELIEF BECAUSE FALSE STATEMENTS OF ERRONEOUS
ADMISSION OF IRRELEVANT PRIOR CRIMES EVIDENCE WAS
THE STATEMENTS MADE BY MY EX HAD NOTHING
TO DO WITH MY MURDER CASE AT ALL THE ALSO
THE FACT THAT THE STATEMENTS
ADMITTED IN TO USE AT TRIAL THAT
HAVE NO PROOF + HAVE NO ONE TO
SUPPORT THEM STATEMENTS TO BE TRUE
+ THE STATE HAD NO WITNESSES HAD
NO PROOF TO SHOW THAT THE TESTIMONY
GIVEN BY DETONOR NORTON ABOUT LIES
MY EX SAID THE JURY COULD OF USED
THAT THEM LIES SAID TO CONVICTED ME
THE COURT MUST REVERSE THE CONVICTION

IN
MY
MURDER
CASE

~~PROSECUTOR SUBORNATION IS GROUNDS FOR
RELIEF SEE FOR PROOF~~

NOTE

THE GROUNDS GIVEN ARE GROUNDS WHERE
RELIEF CAN BE GRANTED OFF OF / THE 7
GROUNDS GIVEN ADDITIONAL ONES ARE PROOF
THAT I HAVE A RIGHT TO HAVE RELIEF
THE GROUNDS GIVEN ALSO ARE TO PROVE THAT
OTHER CASES OF PEOPLES CONVICTIONS WERE
REVERSED OFF SAME ~~A~~ SIMILAR GROUNDS
I GAVE NOW GIVEN... GROUND #1

PROSECUTOR SUBORNATION OF PERJURY
IS BASIS FOR RELIEF SEE LEKA V. PORTUONDO
2001 U.S. APP. LEXIS 15567 20 JULY 12 11 2001
BE CAUSE OF STATE USING FALSE TESTIMONY
THE CONVICTION WAS REVERSED

#1 THE RECORD DOESN'T MAKE NO
MENTION OF PROOF BY ANYONE THAT
THERE WAS PROOF OF RAPE TO SUPPORT
KIALANI BROWN'S TESTIMONY #2 THE
RECORD DOESN'T SHOW THAT WERE ANY
VAGINAL TESTING DONE #3 THE PROSA-
CUTOR OFFERED NO WITNESSES TO SUPPORT
THAT THE RAPE HAPPENED #4 THE PROSECUTOR
SHOWED NO DOCTOR REPORTS TO PROVE
RAPE NOW BY ALL THESE FACTS + THE
BIGGEST FACT OUT THEM ALL KIALANI BROWN
LIED TWICE ABOUT ME DOING KILLING
SHE LIED AND SAID I STABBED
VICTIM TWICE + SHE LIED + SAID I
TIED VICTIM'S HANDS GET ALL HER
TRANSCRIPTS FROM TAPED INTERVIEWS
KIALANI BROWN TOLD LIES ABOUT ME
THE RECORD + EVIDENCE SUPPORT THIS
HER LIES. ALL HURTFUL SO THERES GOOD
REASONS AS GOOD GROUNDS HERE TO SHOW
+ PROVE THE PROSECUTOR USED FALSE
TESTIMONY

KIALANI BROWN IS MY CO-DEFENDANT AND SHE LIED TWICE & SAID I SAID VICTIM TWICE SEE TRAIL TRANSCRIPTS & SEE FEBRUARY 9 2006 INTERVIEW TRANSCRIPTS OF KIALANI BROWN WITH THE PROSECUTOR SHE/BROWN CONFESSED THE MURDER + SEE THE PROSECUTOR'S REPORTS OF BROWN CONFESSING SHE HAD NOT BEEN WITH FULL ABOUT A LOT OF THINGS & BY BROWN AS MY CO-DEFENDANT'S CONFESSION (AD) SHOW I NEVER DID THE MURDER & THAT I AM INNOCENT OF THIS (CB) SHOWS BROWN LIED ABOUT THE STANDING VICTIM TWICE (CS) SHOWS BROWN CONFESSED THE MURDER SHOWS I WAS INCULCATED & KIALANI BROWN'S OWN TESTIMONY REVEALS SHE DID THE MURDER ALL ALONG & SHE BY HER LIES TO PEOPLE THAT I DID MURDER INCULCATED ME & BROWN'S LIES CAUSED PEOPLE TO BLAME ME FOR THE MURDER WITH HERSELF BLAMING ME & ALL ALONG SHE WAS GUILTY & IF BROWN DIDN'T TELL MOST THINGS TRUTHFUL ABOUT WHAT SHE REALLY DID THE JURORS COULD OF ENTIRELY FOUND ME GUILTY & THEY COULD BEEN MORE CARELESS FOR MY INNOCENTS AND BOTH AT TRAIL & AT SENTENCING HEARING ~~THE~~ PROSECUTOR SAID BROWN ADMITTED EVERYTHING LISTEN TO THE TRAIL RECORDED TAPES AUDIOTAPES YOU WOULD KNOW THIS UNLESS THE COURT DID SOMETHING TO THE TAPE TO MAKE IT UNHEARABLE FOR PEOPLE TO KNOW SUCH THINGS & THE STATE HAD DOCTORS FOR THE STATE + NO MEDICAL EVIDENCE WAS OFFERED TO PROVE THAT I RAPE BROWN & THE STATE NOW SAID THERE WAS ANY PROOF SO BROWN GAVE PURJUREOUS FALSE TESTIMONY & THERE IS NO OVERWHELMING EVIDENCE TO SUPPORT THE RAPE BROWN TOLD MANY LIES + 1 BIG LIE THAT I DID THE MURDER SO THERE ARE VALID GROUNDS FOR THE COURT TO SEE THAT BROWN'S TESTIMONY WAS FALSE & WHEN THE STATE SAID BROWN ADMITTED EVERYTHING THIS PROVES KNOWINGLY HE USED FALSE TESTIMONY THIS ALONE PROVES BROWN'S CONFESSION INCULCATED ME & THIS ALONE I MUST BE ALLOWED TO BENEFIT & GET A FAVORABLE RULING FROM THE ^{BECAUSE} LADUE V MANCUSI CASE IN THAT CASE THE PETITIONER WAS GRANT RELIEF FROM THE MURDER CONVICTION ~~THE~~ PETITIONER'S CO-DEFENDANT'S CONFESSION OF THE MURDER INCULCATED HIM & A FEDERAL COURT GRANTED PETITION RELIEF BECAUSE OF THIS NOW KIALANI BROWN'S CONFESSION OF THE MURDER INCULCATED ME & THE TRAIL COURT JUDGE ALLOWED THE JURORS TO HEAR THE THE ADMISSION OF KIALANI BROWN'S CONFESSION OF THE MURDER + BROWN HAD ALREADY TOLD LIES ABOUT ME SO EVIDENCE SEE RECORD & I ASK THIS COURT TO LEGALLY PERMIT ME TO BENEFIT FROM U.S. REL. LADUE V MANCUSI (C.A. 2 (N.Y.) 1968, 404 F.2d 690 CASE) BECAUSE THIS CASE PROVES THAT WHEN A CO-DEFENDANT'S CONFESSION HAS INCULCATED A PETITIONER

SEE & READ FEBRUARY 8 2006 INTERVIEW
 TRANSCRIPTS WITH ME & THE PROSECUTOR I TOLD
 THE STATE / PROSECUTOR TOLD BROWN TOLD A LOT OF
 UNTRUTHFUL THINGS ABOUT ME AND HIS REPLY WAS
 YOU BOTH HAVE SO HE THE PROSECUTOR DOES
 DANIE BROWN KIALANI HAS TOLD A LOT OF UNTRUTHFUL
 THINGS & THEN KIALANI BROWN LIED & SAID I STAB
 ED VICTIM TWICE SEE & READ FEBRUARY 8 2006
TAPED TRANSCRIPTS ~~FROM~~ ME & THE PROSECUTOR & THEN
 CAME FEBRUARY 9 2006 SEE TAPED INTERVIEW
 TRANSCRIPTS WITH KIALANI BROWN & THE PROSECUTOR
 SHE CONFESSED THE MURDER SO BY BROWN DOING
 THIS IT ALONE PROVES & SHOWS VERY CLEARLY
 NEVER STABBED VICTIM & THAT BROWN WAS LYING
 READ HER POLICE REPORTS A LOT OF THINGS ARE FISHY
 WITH IT & BROWN TOLD MANY LIES MADE CONFESSIONS
 THEN WENT AND TOLD THEM AGAIN & MADE CONFESSIONS
 & THEN BROWN'S BIGGEST CONFESSION IS THE MURDER
 THE STATE USED NO WITNESSES THAT WERE
 DOCTORS TO PROVE THAT SHE WAS RAPED (B) THE
 STATE MADE NO MENTION IN TRIAL THAT THERE WAS
 ANY PROOF TO THE RAPE & (C) IN NEVER RAPED BROWN
 THE STATE NEVER COLLECTED SPERM SAMPLES FROM
 NOR ANY VAGINAL FLUIDS FROM BROWN & THE STATE
 VIOLATED ER 404 BECAUSE TO THE FALSE RAPE STILL
 HE DID NOT ADDRESS THE PROVISIONS OF ER 404 & BUT
 LIES BROWN TOLD THIS COURT CAN SEE SHE LIED
 ABOUT ME RAPING HER & WHEN AT THE BEGINNING OF
 MY 2006 4/14/06 SENTENCING HEARING & AT TRIAL
 TO THE RECORDED TRIAL TAPES THE STATE SAID "ATTORNEY
 SENTENCING BROWN SHE ADMITTED EVERYTHING & THIS
 SHOWS & PROVES THE STATE USE FALSE TESTIMONY &
 TEAM ENTITLED TO RELIEF BECAUSE THE STATE USE FALSE
 TESTIMONY KNOWINGLY CITING MOONEY V HOLOHAN IN
 CITING MOONEY V HOLOHAN 294 U.S. 103 112 1935 & THIS IS
 MUST REVERSE MY MURDER CONVICTION BECAUSE AGAIN PROSECUTOR
 SUBORNATION OF PERJURY IS BASIS FOR RELIEF
 CITING LEKAVPORT V ONDO 2001 U.S.
 11P LEXIS 15567 AND

GROUND #6

DUE PROCESS CLAUSE REQUIRES THE STATE TO PROVE BEYOND A REASONABLE DOUBT ALL THE ELEMENTS OF THE OFFENSE + I GUESS IT DEFINES WHEN THE STATE ATTEMPTS TO EVADE THIS OBLIGATION THE WRIT MUST ISSUE FOR PROOF SEE SINGER V COURT OF COMMON PLEAS 879 F.2d 1203 1206-07 3RD CIR 1989 / IN MY CASE THE STATE TRYED TO USE MY EX TO TESTIFY TO SOME FALSE STATEMENTS SHE GAVE THAT HAD NOTHING TO DO WITH MY MURDER CASE. IN CASE SAID UP ABOVE RELIEF WAS GRANTED BECAUSE THE STATE DID NOT BEYOND A REASONABLE DOUBT PROVE ALL ELEMENTS OF THE CRIME + KIALANI BROWN MADE LIE OF RAPE ABOUT ME AND RAPE IS A CRIME THE STATE HAD KIALANI BROWN TESTIFY TO RAPE AND THERE (A) WAS NO BLOOD TESTS + THERE WAS NO DOCTOR REPORTS IN TRIAL TO SUPPORT THAT BROWN WAS RAPE ALSO (B) THE STATE DID NOT ADDRESS THE PROVISIONS OF ER 404 (C) AND KIALANI BROWN BROWN HAD ALREADY TOLD OTHER LIES ABOUT ME RECORD PROVE THE STATE DID NOT TRY TO PROVE THAT THE RAPE HAPPENED AND BECAUSE OF THIS THE STATE DID NOT PROPERLY PROVE BEYOND A REASONABLE DOUBT ALL ELEMENTS OF THE CRIME COURT MUST REVERSE CONVICTION + SET ME FREE

THAT HE SHOULD OF NOT
ALLOWED SUCH A TESTIMONY
ABOUT RAPE WHEN HE NO
THERE WAS NO PROOF THAT IT

HAPPENED SHE
WAS LYING

OF PURJURY IS BASIS FOR RELIEF SEE
LEKA V PORTUGONDO 2001 U.S. APP. LEXIS 15567
IN THAT CASE BECAUSE
SOME ONE USED FALSE TESTIMONY
AND BECAUSE PREJUDICIAL
TESTIMONY WAS USED THE PERSON
GOT CONVICTION REVERSED

IN MY CASE THE STATE USED FALSE TESTIMONY
REASONS TO COURT TO SEE + ACCEPT

KIALANI BROWN'S TESTIMONY WAS FALSE

BECAUSE THE EVIDENCE IS NONE
THE STATE OFFERED NO WITNESSES
TO SUPPORT THAT RAPE CLAIM
BY KIALANIE BROWN WAS TRUE

B KIALANIE BROWN LIEDED

AND SAID I DID THE MURDER

AND WHEN I ASKED KIALANIE

BROWN DID YOU CONFESS THAT YOU
DID THE MURDER HER ANSWER WAS
YES + HER FIRST LAWYER SCHATTIYE
LEE TESTIFIED AND SAID KIALANIE
BROWN SAID SHE STABBED VICTIM
LIKE 4 TIMES

C THE WAYS KIALANIE LIES ABOUT

ME THEN CONFESSIS THINGS THEN

BACK TO LYING ABOUT STUFF ABOUT

ME THE PATTERNS NON STOP THE

COURT SHOULD CLEARLY SEE THAT

HER TESTIMONY WAS FALSE / PREJURY
WAS COMMITTED + THE STATE

VIOLATED ER 404 BY NOT SAYING

THE PROVISIONS OF ER 404 THE TRIAL

WAS FUNDAMENTALLY UNFAIR + TO ALLOW

KIALANIS STATEMENTS WITH NO PROOF OF

ACT EVER OCCURRING I DID NOT NEED TO

RESPECT
TO ALL WHAT
THE STATE OFFERED
A TRIAL BECAUSE HE KNEW

ARGUMENT 1 OF 1

DUE PROCESS REQUIRES
A PERSON TO A FAIR TRIAL IN
TRIAL I GUESS AND I WAS DENIED
A FAIR TRIAL BECAUSE MY 1 PEACE
OF EVIDENCE ABOUT MENTAL
ISSUES I WAS GOING TO USE WAS
REJECT. THAT SHOWS THAT RIGHT
THERE THE TRIAL WAS MADE FUNDA-
MENTALLY UNFAIR ALONG WITH
OTHER THINGS THAT MADE TRIAL
FUNDAMENTALLY UNFAIR NOW LOOK
WHERE VIOLATION OF A STATES
EVIDENTIARY RULE RESULTED IN THE
DENIAL OF FUNDAMENTAL FAIRNESS
RELIEF WILL BE GRANTED PREFF OF
THIS SEE MC MORRIS V ISRAEL
643 F.2D 488 7TH CIR 1981 #NOW AS
NOW HE DID NOT PROVE ALL
THE ELEMENTS OF THE CRIME
OF MURDER CORRECTLY HE
UNCONSTITUTIONALLY HAD ME
CONVICTED HE DID NOT CORRECTLY
HAVE ME CONVICTED HE DID NOT
USE HIS ABILITIES TO HAVE
JURY KNOW ALL LIES KIALAN?
BROWN TOLD AND THE WAY
HE SPOKE ON HER IN HIS ARGUMENTS
YOU COULD TELL HE ONLY SPOKE ABOUT
1 LIE SHE KIALAN? BROWN TOLD HE
HE ABUSED HIS RIGHT & CHANCE TO
HAVE THE JURY KNOW MY INNOCENCE
OF HER LIES + BECAUSE THE LIES +
ERRORS ARE SO BAD THE COURT MUST
DISMISS CONVICTION + HAVE ME SET FREE

ARGUMENT #1

THE PROSECUTOR BY THE WAYS
HE USED HIS EVIDENCE AND HIS
PEOPLE TO TESTIFY LIKE KIALAN'S
TESTIMONY THE COURT SHOULD CLEARLY
SEE (A) THE PROSECUTOR VIOLATED
RULES OF PROFESSIONAL CONDUCT
(B) IF EVALUATE THE WAYS THE
STATE HAD KIALAN TESTIFY AGAINST
ME AND IF THE COURT ANALYZE
AND PLACE DEEP THOUGHTS ON
HOW HE ALLOWED HIMSELF
TO TRY + SUCCEEDED IN GETTING
ME CONVICTED. THE COURT COULD
SEE THAT HE WAS CARELESS ABOUT
HOW HE CREATED JURY PEOPLE
OUT OF KNOWING ALL FACTS OF THE CASE
NONE OF DUE PROCESS VIOLATIONS
NONE OF THEM ARE HARMLESS
VIOLATIONS THEY ARE HURTFUL
VIOLATIONS AS ERRORS AS WELL NOW
ALL REQUIRE REVERSAL AND ALSO NOW
THE FACTS ARE PROVEN IN
EVERY BEST WAY POSSIBLE (C)
UNDER GRIFFIN V LOCHART SUPRA
AT 931 CASE I AM ENTITLED TO
RELIEF BECAUSE OF ALL I SAID ON
OTHER PAGES OF PAPER (D) UNDER DICKSON V
WAINWRIGHT CASE 683 F.2d 348 350 11TH
CIR 1982 I AM ENTITLED TO REVERSAL OF
CONVICTIONS BECAUSE OF WHAT I SAID ON OTHER
PAGES OF PAGES NOW I DEMAND REVERSAL I AM
ASKING BECAUSE OF ALL REASONS AND THESE
IN MY BRIEF NOW TO SET ME FREE

IN MY CASE KHAL COURT VIOLATED
CONFRONTATION CLAUSE BY RELYING
ON BROWN THE PERPETRATORS HEARSAY
GROUND # 4 STATEMENTS TO GET ME CON-
VICTED SHE WAS TELLING LIES

THERE WAS REASONS TO BELIEVE HER TEST
IMONY WAS FALSE NOW IN PICKENS V GIBSON
206 F.3D 988 10TH CIR 2000 IN THIS CASE CONVICTION
WAS REVERSED BECAUSE OF SIMILAR SAID ABOUT
KIALANI BROWN TRIED TO HIDE

TRIED TO DISTANCE HER SELF FROM
FROM THE MURDER ITSELF AND THE STATE
RELYED ON PERPETRATOR HEARSAY TO CONVICT ME
KIALANI BROWN HAD TOLD LIES

ABOUT THINGS THAT INVOLVE THE CORPSE THE
VICTIM IN MURDER CASE (B) SHE

CONFESSED SHE DID STABBINGS WHEN
CASE FIRST CAME OUT THEN SEE RECORD
BROWNS 1ST LAWYER TESTIFIED TO HOW
BROWN TOLD HER SHE STABBED SOMEONE
LIKE 4 TIMES + I ASKED KIALANI BROWN
DIDNT YOU CONFESS TO THE MURDER
WHEN CASE 1ST CAME OUT HER ANSWER

WAS YES NOW EVIDENCE SHOWS SHE
KIALANI BROWN LIED AND SAID I
DID KILLING WHEN SHE ADMITTED THEN
SAID I DID KILLING SHE WAS LYING
BECAUSE SHE CONFESSED AGAIN SHE
DID MURDER SO YOU CAN SEE THERE'S
GOOD REASONS TO BELIEVE THAT SHE

LIED ABOUT ME RAPING HER + MAKING
DUE CRIME YOU CAN CLEARLY SEE SHE
TOLD THESE LIES BECAUSE ALSO (B)
BROWN LIED AND SAID I STABBED
VICTIM TWICE AND BROWN LIED
AND SAID I TIED VICTIM'S HANDS

NOW BROWN LIED ABOUT A LOT AND
PUNIT MUST DENY REVERSE CONVICTION

GROUND #7

I DID NOT KNOW HOW TO REPRESENT MYSELF I WAS NEVER COMPETENT TO REPRESENT MYSELF HERES A DISCRPTION OF FACTS THAT SUPPORT THIS TO BE TRUE
A I DID NOT EXPRESS THAT I UNDERSTOOD LAWS OR STATE FEDERAL LAWS B I DID NOT SHOW THAT I UNDERSTOOD ALL THE CHOICES OF WORDS I USED NOR DID I SHOW THAT I KNEW HOW TO USE COURT CASES / CITATIONS TO BACK UP MY ARGUMENTS TO THE JURY C I DID NOT SHOW NOR TELL JUDGE RONALD KESSLER THAT I UNDERSTOOD HOW TO REPRESENT MYSELF IN EVERY CONVINCING WAY NOW THIS COURT SHOULD LOOK AT ADDITIONAL FACTS THE TRIAL COURT DID NOT WEIGH THE BIG AMOUNT OF MENTAL HEALTH RECORDS NOR CONSIDERED THE BIG AMOUNT OF MENTAL HEALTH RECORDS THAT SUPPORT THAT I HAVE DEVELOPMENTAL DISABILITIES & MENTAL DISABILITIES I DID NOT AT ALL TAKE NO MEDS FOR MY MENTAL ISSUES I HAD DELUSIONAL THINKING TIMES ABOUT ME BEING A CIA AGENT HAVING TO FIGHT FOR MY LIFE WITH FREEDOM BACK TO THE JURY & I WAS SO PARANOID DELUSIONAL THINKING & HAVING HALLUCINATIONS ABOUT HOW REPRESENTING MYSELF MEANS TO FIGHT WARS ~~AND~~ MY OWN I CONFESS I DID NOT KNOW HOW TO REPRESENT MYSELF BECAUSE OF MY LOW IQ & UNTREATED DEVELOPMENTAL DISORDERS & MY UNTREATED PSYCHOTIC DISORDER & DELUSIONAL DISORDER SO THE COURT SHOULD NOT AGREE THAT MY WAIVER OF RIGHT TO COUNSEL WAS KNOWN INTELLIGENT & THE COURT SHOULD NOT UP
THE COURT IS NOT VIOLATING NO COURTS RULES NOR VIOLATING THE FEDERAL CONSTITUTION NOR THE WASHINGTON STATE CONSTITUTION FOR VACATING MY MURDER CONVICTION ON THE FACTS I WAS NEVER COMPETENT TO REPRESENT MYSELF I SEE THIS COURT MUST REVERSE / VACATE MY CONVICTION BECAUSE I ALSO FIRED MY ATTORNEYS BECAUSE OF PARANOID MISTRUST & PARANOID DELUSIONS ABOUT MY LAWYERS CONSPIRING AGAINST ME

GROUND #2 OF 7

LEGAL FACTS NOW PRESENTED FOR THIS COURT TO USE AND LOOK AT WHEN DECIDING WHETHER TO GRANT ME RELIEF OR NOT SEE THE U.S. CONSTITUTION SEE THE FEDERAL CONSTITUTION IT'S DOESN'T BAR THIS COURT FROM VACATING MY MURDER CONVICTION ON GROUND THAT WAS NEVER COMPETENT TO REPERSENT MYSELF ALSO THE WASHINGTON STATE CONSTITUTION DONT BAR NOR RESTRICT THIS COURT FROM VACATING MY MURDER CONVICTION ON GROUND I WAS NEVER COMPETENT TO REPERSENT MYSELF NOW DONT LET THE PROSECUTOR VIEWS/ THOUGHTS OR INSIGHTS/ NEGATIVELY EFFECT YOUR ABILITY TO GRANT RELIEF ON THE FACT I WAS NOT COMPETENT TO REPERSENT MYSELF WITH DOCTOR DAVID WHITE & OTHER THINGS THAT SUPPORTS THIS TO BE TRUE DONT LET NO OTHER JUDGES NOR NO ONE STOP YOU FROM VACATING MY MURDER CONVICTION ON THE ISSUE / GROUND OF ME NOT UNDERSTANDING HOW TO REPERSENT MYSELF THIS ISSUE IS NOT HARMLESS BECAUSE OF MY LACK OF TREATMENT TO MY MENTAL DISORDERS / LOW IQ / DEVELOPMENTAL DISABILITIES / DEGRESSIVE THINKING / NO TRAINING / & NO INTELLIGENT BRAIN FUCTION BECAUSE OF ALL THIS IT CAUSED ME TO SAY THINGS & DO THINGS IN MY TRIAL THAT I COULD NOT BE INTELLIGENTLY AWARE OF THAT VIOLATED MY FEDERAL DUE PROCESS RIGHT TO A FAIR TRIAL THIS COURT SHOULD LOOK AT INDIANA V EDWARDS (2009) IN THIS CASE THERE WAS A QUESTION ROSE CAN ONE BE FOUND INCOMPETENT TO REPERSENT THEMSELVES IF NO RULING WAS MADE ON WHETHER ONE COULD BE GRANTED RELIEF ON THIS TYPE OF ERROR THAT CAN BE LOOKED AT AS A CONSTITUTIONAL ERROR NOR WAS ANY RELIEF DENIED NOR GRANTED ON THIS PARTICULAR ISSUE SO THERE FOR NO COURT RULES & NO CASES & THE CONSTITUTIONS DONT GOE AGAINST THE COURT GRANTING RELIEF ON THIS ISSUE & THE COURTS GOT TO LOOK AT I WAS NEVER PREVENTED TO HAVE MADE AN INTELLIGENT WAIVER OF RIGHT TO COUNSEL THIS COURT IS ASKED TO GRANT RELIEF & VACATE MY MURDER CONVICTION

GROUP #8

FOR AS THE UNCHARGED & UNCONVICTED TO
THE FAISE ALAGATIONS OF RAPE MADE IN AGIST
ME BY KIALANI BROWN & AUDREY ANDERSON WHO
BOTH WERE PUT UP TO FABRICATING ABOUT ME
RAPING THEM THE STATE STATE NEVER PROVED
THAT I RAPED ANY OF THOSE WOMEN + SEE
THE TRAIL TRANSCRIPTS THE PROSECUTOR
DID NOT TRY TO ATTEMPT TO PROVE NOR
MADE NO MENTION OF DUFF TO BE OFFERED
UNDER ER 404 TO THE JURY & THE STATE
WAS ALLOWED TO USE A DIFFERENT TESTIMONY AGIST
ME REGARDING WOMENS FALSE STATEMENTS ABOUT ME
RAPING THEM I COULD NOT REJECT AGIST
THESE TESTIMONIES FOR ADMISSION IN MY
TRAIL BECAUSE I DID NOT KNOW I COULD REJECT
BECAUSE I HAVE NO EDUCATION ON TRAIL
COURT ROOM PROCEDURES & BECAUSE OF MY LOW IQ
& ME NOT KNOWING HOW TO COMPERHEN COURT RULES NOR
INTELLIGENTLY KNOW HOW TO OBJECT AGIST FALSE
TESTIMONIES ON ME BECAUSE OF MY UNTREATED PSYCHOTIC
DISORDER & UNTREATED DEVELOPEMENTAL DISORDERS THE
COURT SHOULD FORGIVE THIS ISSUE & NOT HOLD IT
AGIST ME I GOT SERIS MENTAL ILLNESSES UNTREATED
THIS COURT MUST CONSIDER THIS ISSUE & FACTS
THAT THE STATE VIOLATED DUE PROCESS BECAUSE
HE NEVER PROVED BEYOND A REASONABLE DOUBT
THAT THE ALLEGATIONS OF RAPE WERE
TRUE & HE PROVED NO ELEMENTS TO THE NO REAL
CRIME OF RAPE

DUE PROCESS REQUIRES THE STATE TO PROVE ALL ELEMENTS OF AN OFFENSE BEYOND A REASONABLE DOUBT HERE DUE PROCESS IS VIOLATED BECAUSE THE TRAIL COURT TRANSCRIPTS SHOW & THEY PROVE THE PROSECUTOR EVADES HIS OBLIGATION BECAUSE HE NEVER PROVED BEYOND A REASONABLE DOUBT THAT THE RAPE ALLEGATIONS WERE TRUE THE STATE FAILED TO FULLY FILL HIS DUTY TO PROVE BY A PREPONDERANCE OF EVIDENCE THAT THE RAPE ALLEGATIONS MADE FROM 2 VARIOUS FEMALES TO BE TRUE & THE TRAIL TRANSCRIPTS ALSO PROVE THAT THE PROSECUTOR DID NOT PROVE NO ELEMENTS NOR ALL ELEMENTS TO THE CRIME OF RAPE NOW AS SAID IN A FEDERAL COURT CASE OF SINGER V

COURT OF COMMON PLEAS 879 F.2D 1203 1206-07 3RD CIR (1989) DUE PROCESS REQUIRES THE STATE TO PROVE BEYOND A REASONABLE DOUBT ALL ELEMENTS OF THE OFFENSE IT DEFINES WHEN THE STATE ATTEMPTS TO INVADE HIS OBLIGATION RELIEF MUST BE GRANTED CITING SINGER V COURT OF COMMON PLEAS 879 F.2D 1203 1206-07 3RD CIR (1989) MR SINGER WAS GRANTED NEW TRIAL & RELIEF FROM HIS CONVICTIONS

THIS WAY BECAUSE THE STATE FAILED TO PROVE BEYOND A REASONABLE DOUBT ALL ELEMENTS OF THE CRIME HE SPORADICALLY COMMITTED & THE STATE EVASIONED HIS OBLIGATION SO MR SINGER WAS GRANTED NEW TRIAL & THE STATE ~~EVASIONED~~ ~~THIS~~ OBLIGATION OF PROVING BEYOND A REASONABLE DOUBT THAT THOSE WOMEN WERE RAPED IN MY CASE SO THIS COURT MUST GRANT RELIEF FROM

ARGUMENT

IMPORTANTLY RATHER CASES ARE OLD OR NEW FACTS ARE FACTS
1 I NEVER BEEN CHARGED FOR RAPE 2 I NEVER BEEN
CONVICTED OF RAPE 3 I AM NOT A SEX OFFENDER REGISTERED
4 THOSE FEMALES ARE WHORES & LIED ABOUT
ME RAPING THEM 5 I DON'T RAPE PEOPLE THAT
GOES AGAINST MY MORALS & OF WHO I AM 6
THE TRAIL COURT FILE SHOWS NO PROOF TO THESE
WOMEN BEING RAPED 7 THE STATE DID NOT
PROVE BEYOND A REASONABLE DOUBT THE ~~DEFENSE~~ OFFENSE OF
RAPE 8 & THE ~~STATE~~ EVASIONED HIS OBLIGATION TO
PROVE BEYOND A REASONABLE ALL ELEMENTS OF THE
OFFENSE OF RAPE 9 THE STATE DID NOT PROVE NO
ELEMENTS TO THE CRIME OF RAPE 10 THE STATE NEVER
USED MEDICAL EVIDENCE NOR WITNESSES TO
PROVE ANY OF THIS SO I AM ENTITLED TO RELEIE
& THIS ISSUE IS NOT HARMLESS BECAUSE THE
JURY COULD OF USED THE FALSE ALLEGATIONS
OF RAPE TO CONVICT ME WHEN I WAS NEVER
CHARGED FOR RAPE SO NOW UNDER SINGER V
COURT OF COMMON PLEAS 87 9 F.2d 1203 1206-07
300 CML (1989) TO PLEASE VACATE MY MURDER
CONVICTION & GRANT ME NEW TRIAL FOR THE DECISION
MADE IN SINGERS CASE BY A FEDERAL JUDGE IS UNSEMP
& HONORABLE SEE SINGERS CASE & GRANT ME
A NEW TRIAL & VACATE MY MURDER CONVICTION NEW

GROUND #9

MY WAIVER OF RIGHT WAS NOT MADE INTELLIGENT LOOK AT THE FACTS THAT PROVE & SUPPORT THIS TO BE TRUE NOW
1 THE SUPERIOR COURT FILES DON'T PROVE THAT I HAD EVER WENT TO LAW SCHOOL 2 I NEVER TOLD NO JUDGES WHAT LAWS OR FEDERAL LAWS I KNEW 3 I WAS EMBARRASSED TO TELL ALL THE REASONS TO THE JUDGE IN TRAIL COURT WHY I WANTED MY LAWYERS FIRED 4 I DID NOT CITE NO CASES IN MY ORAL ARGUMENTS TO THE JURY & I DID NOT SHOW TO THE JURY THAT I UNDERSTOOD ALL THE LEGAL TALK I WAS USING.
5 I SHOWED NO PROOF TO THE JUDGE WHO LET ME GOE PRO SE THAT I FULLY UNDERSTOOD WHAT I WAS DOING & 6 MY WAIVER OF RIGHT TO COUNSEL WAS NOT WITH CORRECT INTELLIGENT NO LIES OR FEARS I WAS BELIEVING / FEELING / HAVING HELLUCINATIONS THAT MY ATTORNEY WERE DEMONS OUT TO GET ME AND DISGUISSING THEMSELVES AS MORTALS & I WAS FEELING / BELIEVING & TRULY HAVING PARANOID DELUSIONS ABOUT MY ATTORNEY WORKING AGIST ME IN A VARIETY OF WAYS VARIOUS MENTAL HEALTH DOCTORS HAVE DIAGNOSED ME WITH A PSYCHOTIC DISORDER AND AT FAIRFAX HOSPITAL I WAS DIAGNOSED WITH A DELUSIONAL DISORDER WHEN THESE MENTAL DISORDERS ARE MENTAL CHRONIC DISORDERS AS AXIS ONE DIAGNOSES & ARE ARE UNTREATED A THEY MAKE IT VERY DIFFICULT FOR ME TO COMPERHEN INTELEGENTLY THE CRIMINAL JUSTICE SYSTEM & MY ABILITIE TO UNDERSTAND HOW TO PRESENT ARGUMENTS & GROUNDS TO THE JURY ~~IS~~ WEAK NOW HERE ARE PEOPLE THE COURT CAN CALL WHO KNOW THAT I HAVE DEVELOPEMENTAL DISIBILITIES & A LOW IQ OF LIKE 52 FORMER PSYCHIATRIST DR NORM HALE M.D. (206) 382-5000 MENTAL HEALTH THERAPIST CHARLES STOCKON (253) 931-4413 IN DRPS PETITIONERS ARE ALLOWED TO PROVE THEY DID NOT MAKE AN INTELLIGENT WAIVER OF RIGHT TO COUNSEL BECAUSE OF MY LOW IQ OF 49 & BECAUSE I GOT UNTREATED DEVELOPEMENTAL DELAYS & UNTREATED PSYCHOTIC DISORDER & A UNTREATED DELUSIONAL DISORDER THAT NAGATIVELY INTERFERED WITH MY ABILITIE TO MAKE AN INTELEGENT WAIVER OF RIGHT TO COUNSEL THIS COURT MUST VACATE MY MURDER CONVICTION & GRANT ME A NEW TRIAL IN THE INTEREST OF JUSTICE ON THIS GROUND & OTHER GROUNDS RELATED TO PROVING I DID NOT MAKE AN INTELEGENT WAIVER OF RIGHT TO COUNSEL WITH THINGS THAT SUPPORT THIS I ASK THIS COURT TO GRANT ME A NEW TRIAL & VACATE MY MURDER CONVICTION

STATE V Rhome

Case # 03-1-09947-0

Sub # 98

ARGUMENT

THIS COURT MUST KNOW THE TRUTH THAT I HAVE LOW IQ
& THAT I HAVE SERIOUS DEVELOPMENTAL DISABILITIES FOR
PROOF SEE STATE V RHOME 99-8-02915-3 SEA (1999) SEE
STATE V RHOME 99-8-02136-5 SEA (1999) SEE STATE V
RHOME 99-8-03525-1 SEA (1999) SEE STATE V RHOME 99-8-03027
-4 SEA (1999) & SEE STATE V RHOME 03-1-09947-0 SEA (2003)
THESE CASES PROVE A I GOT DEVELOPMENTAL DISABILITIES
B THAT I GOT MENTAL HEALTH ISSUES C THAT ALMOST ALL
CHARGES HAD TO BE DISMISSED BECAUSE OF MY MENTAL &
DEVELOPMENTAL DISABILITIES FOR PROOF & TO TALK TO ME THAT
KNOW I GOT DEVELOPMENTAL DISABILITIES & KNOW I GOT LOW
IQ OF 49 TO SA THE COURT JUDGE MAY CALL FORMER DSHS
CASE WORKER ELIZABETH GIETZON (206) 955-1218 & CALL MRS
JORDAN E. M. STIMSON (253) 756-2379 FORMER SOCIAL WORKER
PSYCHIATRIST AT CHILD STUDY & TREATMENT CENTER THE COURT MAY
CALL CHILD STUDY & TREATMENT CENTER TO APRIL M. ROSE AT (253)
756-2830 TO GET COPIES OF EARLIER MENTAL HEALTH RECORDS
FROM 1991 TO 1994 THAT TRULY SHOWS I GOT LOW IQ &
THAT SHOWS I GOT DEVELOPMENTAL DISORDERS YOU COURT MAY CALL
FORMER YMCA MENTAL HEALTH THERAPIST JENNIFER GROSS AT
(206) 328-5909 & YOU MAY CALL MENTAL HEALTH EVALUATOR
DEBORAH A. VILHAR (206) 270-8805 ALL NAMES & PHONE
NUMBERS I GAVE THIS COURT ARE PEOPLE WHO KNOW ME FOR
YEARS & WHO KNOW I HAVE LOW IQ & KNOW I GOT DEVELOPE-
MENTAL DISORDERS & THIS COURT MUST NOT AFFIRM MY
MURDER CONVICTION MY CONVICTION IS CONSTITUTIONALLY INVALID
BECAUSE THE EVIDENCE & ME & MENTAL HEALTH RECORDS &
MY LAWYERS ALL PROVE A I HAVE DEVELOPMENTAL DISORDERS
ATTORNEY ANNE KYSAR AT (206) 622-8000 IS PROOF TO
THIS B THAT I GOT LOW IQ C THAT I DID NOT MAKE AN
INTELLIGENT WAIVER OF RIGHT TO COUNSEL & THIS ALL IS
PROVEN AND UNDER UNITED STATES EX REL MARTINEZ V THOMAS
526 F.2d 750, 753 (2d Cir 1975) I ASK THIS COURT TO
VACATE MY MURDER CONVICTION & GRANT ME A NEW TRIAL BECAUSE
LOOK IN UNITED STATES EX REL MARTINEZ V THOMAS 526 F.2d
750, 753 (2d Cir 1975) A FEDERAL COURT JUDGE STATED WE
CAN NOT AGREE THAT A PERSON'S WAIVER OF RIGHT TO COUNSEL WAS
MADE KNOWN INTELLIGENT WHEN A PERSON HAS
LOW IQ & MENTAL CONDITIONS SUCH AS
WHAT MARTINEZ HAS SO I ASK TO BENEFIT FROM
MARTINEZ CASE BECAUSE I GOT LOW IQ & MENTAL CONDITIONS

ARGUMENT
CONTINUED

MY WAIVER OF RIGHT TO COUNSEL WAS NOT CLOSE TO BEING
MADE KNOWN INTELLIGENT & WHEN A PERSON CAN PROVE HIS
OR HER WAIVER OF RIGHT TO COUNSEL WAS NOT MADE KNOWN
INTELLIGENT IT PROVIDES BASIS TO VACATE A CONVICTION
SEE STATE V HAHN APPEAL NO 13718-2-1 FOR DIVISION ONE
COURT OF APPEALS AND SEE STATE V HAHN 41 WH. APP. 876-707 P. 2d
699 (1985) IN THE IN STATE V HAHN 41 WH. APP. 876-707 P. 2d
699 (1985) THE SEATTLE WASHINGTON DIVISION ONE COURT OF
APPEALS REVERSED HAHNS MURDER CONVICTION BECAUSE HE
PROVED THAT HE DID NOT MAKE AN INTELLIGENT WAIVER OF
RIGHT TO COUNSEL WHILE THERE IS THE CONSTITUTIONAL
RIGHT TO GOE PROSE THAT CONSTITUTIONAL RIGHT CAN
NOT BE HONORED & VALID WHERE PETITIONER SHOWS HIS
UNWARENESS OF FACTS & LACK OF UNDERSTANDING HOW TO
REPRESENT HIS OR HERSELF MORE FACTS AMERICAN BAR
ASSOCIATION STANDARDS FOR CRIMINAL JUSTICE Std
5.7.2 CAd ed 1980 PROVIDES ~~IN~~ NO PART THAT NOW WAIVER
SHOULD BE FOUND TO HAVE BEEN MADE WHERE IT APPEARS
THAT THE ACCUSED IS UNSTABLE TO MAKE AN INTELLIGENT
& UNDERSTANDING WAIVER OF RIGHT TO COUNSEL NOW
THESE ARE SERIS FACTS I WAS MENTALLY UNSTABLE
TO HAVE BEEN MADE AN INTELLIGENT WAIVER OF RIGHT TO
COUNSEL BECAUSE OF THE POWERFUL EVIDENCE THAT SUPPORTS
I DID NOT MAKE AN INTELLIGENT WAIVER OF RIGHT TO COUNSEL
& BECAUSE OF THE STRONG EVIDENCE THAT PROVES I ~~DO NOT~~
HAVE DEVELOPMENTAL DISABILITIES & BECAUSE OF THE
EVIDENCE THATS STRONG TO PROVE I HAVE DEVELOPEMENTAL
DISORDERS WITH SERIS MENTAL DISORDERS &
BECAUSE THE TRAIL RECORD PROVES I WAS NEVER AN UNMIND
DURING TRAIL & BECAUSE SKIZZO FRENIA & A DELUSION
DISORDER & A PSYCHOTIC DISORDER ARE SERIS MENTAL
CHRONIC DISORDERS THAT ARE UN TREATED THAT BADLY
EFFECTS MY THINKING PROCESS & BECAUSE I GOT LOW IQ
& BECAUSE I GOT MENTAL CONDITIONS
THIS COURT MUST NOT AGREE THAT MY WAIVER OF
RIGHT TO COUNSEL WAS KNOWN INTELLIGENT

FINAL ARGUMENT

& BECAUSE OF THE FACTS I I SHOWED & PROVED THAT I DID NOT MAKE AN INTELLIGENT WAIVER OF RIGHT TO COUNSEL & BECAUSE OF MENTAL HEALTH RECORDS PROVE THAT I GOT MENTAL DISABILITIES & DEVELOPEMENTAL DISABILITIES & GOT LOW IQ OF 49 BECAUSE OF EVEN THEN LAWYERS WHO KNOW I GOT DEVELOPEMENTAL DISORDERS & LOW IQ THIS COURT MUST VACATE MY MURDER CONVICTION

ALSO BECAUSE WHEN PETITIONERS CAN PROVE THAT THEY DID NOT MAKE AN INTELLIGENT WAIVER OF RIGHT TO COUNSEL THIS PROVIDES BASIS FOR CONVICTIONS TO BE VACATED & A NEW TRIAL TO BE GRANTED SEE STATE V HAHN 41 Wn App 876 707 p 2d 699 (1985) SEE ALSO UNITED STATES EX REL MARTINEZ V THOMAS 526 F.2d 750 753 (2ND CIR 1975) SO THIS COURT IS ASKED TO DISHONOR THE STATES ARGUMENTS MADE AGIST ME HE'LL OR SHE'LL FABRICATE & USE MISLEADING INFO TO TRY TO FOOL COURT IN TO DENYING ME RELIEF ME & MY LAWYERS DID A GOOD JOB IN PROVING THAT I DID NOT MAKE AN INTELLIGENT WAIVER OF RIGHT TO COUNSEL IN UNITED STATES EX REL MARTINEZ V THOMAS 526 F.2d 750 753 (2ND CIR 1975) THE FEDERAL COURT VACATED MARTINEZ CONVICTION ON THE GROUNDS THAT I THE COURT COULD NOT AGREE THAT MARTINEZ WAIVER OF RIGHT TO COUNSEL WAS MADE INTELLIGENT BECAUSE OF HIS LOW IQ & MENTAL CONDITIONS THIS FEDERAL COURTS DECISION TO VACATE MARTINEZ CONVICTION IS HONORABLE SO I RELY ON UNITED STATES EX REL MARTINEZ V THOMAS 526 F.2d 750 753 (2ND CIR 1975) TO NACATE MY MURDER CONVICTION A A HIGHER COURT DECISION TO VACATE MARTINEZ CONVICTION ON GROUNDS SHOWED FOR WHY IT WAS VACATED IS HONORABLE & I GOT LOW IQ & MENTAL CONDITIONS TO SO UNDER UNITED STATES EX REL MARTINEZ V THOMAS 526 F.2d 750 753 (2ND CIR 1975) I ASK THIS COURT TO VACATE MY MURDER CONVICTION & GRANT ME A NEW TRIAL

STATE V Rheno
Case # 03-1-09947-0
Sub # 113

GROUND #9

[ABOUT BEING FOUND COMPETENT UNDER AN UNCONSTITUTIONAL STANDARD]

IN MCGREGOR V GIBSON 248 F.3d AT 963-64 (2ND CIR (2001)) MR MCGREGOR'S CONVICTION WAS REVERSED BECAUSE A FEDERAL COURT SAID IN THE CASE ABOVE THAT TRAIL COURT JUDGE SHOULD OF HAD A BONA FIDE DOUBT ABOUT THE PETITIONERS COMPETENCY AT THE TIME OF TRAIL BUT BECAUSE THIS DIDNT HAPPEN THE COURT FOUND THAT MR MCGREGOR WAS FOUND COMPETENT TO STAND TRAIL UNDER AN UNCONSTITUTIONAL STANDARD & MR MCGREGOR'S CONVICTION WAS REVERSED / FACTS ABOUT MENDOW

① THE COMPETENCY HEARING JUDGE DID NOT CONSIDER NOR QUESTION NO ONE OF THE STATES EXPERT ABOUT ME TAKING MEDICATIONS FOR MY MENTAL DISORDERS

② THE JUDGE DID NOT CONSIDER MY DEVELOPEMENTAL DISORDERS NOR DID HE CONSIDER HOW I NEVER DID THE COMPETENCY EVAL AT WESTERN STATE HOSPITAL NOW LOOK THE STATES EXPERTS TESTIMONY FAILS TO PROVE & SHOW HOW I COULD ASSIST MY ATTORNEYS & THE JUDGE DID NOT CONSIDER THIS

③ THE JUDGE DID NOT CONSIDER THAT WHEN A PARANOID SKIZOPHRENIC WITH A DELUSIONAL DISORDER IS UNTREATED FOR THESE SAID MENTAL DISORDERS THEY CAN BADLY EFFECT THE THINKING PROCESS AND CAUSE FAILURE TO CORRECTLY & INTELEGENTLY UNDERSTAND THINGS

④ THE RECORD & THE SUPERIOR COURT FILES PROOF I GOT MENTAL DISORDERS SUCH AS A PSYCHOTIC DISORDER & PARANOID SKIZOPHRENIA SEE ATTACHED MENTAL HEALTH RECORDS THE JUDGE DIDNT CARE TO KNOW THE TRUTH THAT I WAS NEVER COMPETENT TO STAND TRAIL & I WAS HAVING PARANOID MISTRUST ABOUT MY LAWYERS WORKING AGIST ME THATS WHY I COULD NOT ASSIST IN MY DEFENSE ALSO BECAUSE OF MY PARANOID DELUSIONS ABOUT MY

CONTINUED

[ABOUT ME BEING FOUND COMPETENT TO STAND
TRAIL UNDER A UNCONSTITUTIONAL STANDARD]

⑥ PARANOID DELUSIONS ABOUT MY LAWYERS WORKING
AGIST ME WITH THE PROSECUTOR & MY ATTORNEYS
BEING DEMONS FROM HELL & MY DEGRESSIVE THINKING
WERE THE REASONS WHY I COULD NOT WORK & ASSIST
MY ATTORNEYS & THE TRAIL COURT RECORD SUPPORTS
I GOT VARIS MENTAL DISORDERS SPECIFICLY SPEAKING
OF THE TYPE PARANOID SKIZOPHRENIA & A
PSYCHOTIC DISORDER & THE TRAIL COURT COMPETENCY
HEARING WAS FUNDAMENTALLY UNFAIR & THE COMP-
ETENCY HEARING JUDGE DID NOT CONSIDER
TO KNOW ALL THESES THINGS & THE STATE PROSECUTOR
& HIS MENTAL HEALTH EXPERT BOTH FAILED TO PROVE
THAT I WAS NOT SUFFERING THE EFFECTS OF PARANOID
DELUSIONS OR MY PSYCHOTIC DISORDERS

⑦ WITH OUT NO VALID REASONS GIVEN I WAS
DENIED MY CONSTITUTIONAL RIGHTS TO TESTIFY
MY TESTIMONY COULD OF CHANGED COURT ROOM
PEOPLES VIEWS ON ME IT WOULD OF HELPED
PEOPLE LEARN THE DEEPER DETAILS OF GETTING
TO SEE MORE HOW I WAS NEVER COMPETENT TO
STAND TRAIL

⑧ THE TRAIL WAS BY ITS SELF A RECK I
NEVER SHOWED NOR PROVED I KNEW ALL
MY FEDERAL RIGHTS OR THAT I UNDERSTOOD
HOW TO REPERSENT MY SELF

THESE ARE TWE THINGS THAT ALL SHOW OUT NOW
THAT IN MY 2005 COMPETENCY HEARING NOONE
CARED TO SEE OR KNOW NOR CONSIDER NOW LOOK NOW
UNDER MCGREGOR V GIBSON 248, F.3D AT 963-64
I ASK THIS COURT TO VACATE MY MURDER CONVICTION
BECAUSE I ALSO WAS FOUND COMPETENT TO STAND
TRAIL UNDER A UNCONSTITUTIONAL STANDARD I PROVED IT

GROUND # 1 OF 10

1. I AM ENTITLED TO HAVE THE

CONVICTION REVERSED UNDER MCGREGOR
V GIBSON 248 F.3d AT 963-64 IN THIS CASE
COMPETENCY WAS DETERMINED UNDER INCONSTITUT-

GROUND # 6 BONA FIDE STANDARD REVIEW OF
RECORD SHOWS THAT REASONABLE JUDGE SHOULD HAVE
HAD A BONA FIDE DOUBT ABOUT PERTINENT

COMPETENCY AT TIME OF TRIAL / NOW IN MY CASE THE
BECAUSE THE (1) THE JUDGE DID NOT

QUESTION ON WHAT I DID OR DID NOT

UNDERSTAND ABOUT LAWYERS JUDGES

PROSECUTORS ETC (2) THE JUDGE DID NOT

VERBALLY SHOW THAT HE CONSIDER

THE FACT THAT I WAS NOT TAKING NO

MEDS FOR DEVELOPMENTAL DISABILITIES

OR EVEN MENTAL DISABILITIES (3) THE

JUDGE DID NOT ALLOW ME TO PROVE

MY OWN INCOMPETENCY + (4) THE

TESTIMONY GIVEN BY DR DUNHAM

PARTS WERE LEFT OUT ABOUT ME

HIS TESTIMONY WAS EDITED HE DID

NOT SHOW OR TELL THAT JUDGE

FOR THE WHOLE COURT THAT I REFUSED

TO BE EVALUATED (5) THE RECORD

DOESNT SHOW THAT ALL DISPUTES

ABOUT THINGS INVOLVING AND

REVOLVING AROUND INCOMPETENCY

TO BE FULLY AND FAIRLY RESOLVED

(5) I PROVED MY OWN INCOMPETENCY

(6) THE JUDGE DID CONSIDER THAT

I UNDERSTOOD THE PROCEDURES THAT

NOT LEGALLY ENOUGH TO CONCLUDE

ME TO BE COMPETENT THE CONVICTION

VIOLATES DUE PROCESS + CONVICTION

IS UNCONSTITUTIONAL TRULY

CONVICTION IS UNLAWFUL AND

COMPETENCY HEARING WAS NOT ADEQUATE

I AM ENTITLED TO RETEL UNDER MCGREGOR V



GROUND #10

ABOUT THE TRAIL COURT FAILING TO HOLD
ADQUATE HEARING ON COMPETENCY
TO STAND TRAIL

IN GRIFFIN V LOCKHART SUPRA AT 931 IN THIS
CASE MR GRIFFIN WAS GRANTED A NEW TRAIL
BECAUSE THE TRAIL COURT DID NOT HOLD A DQUATE
HEARING ON GRIFFINS COMPETENCY TO STAND TRAIL &
A FEDERAL COURT GRANTED A NEW TRAIL ON THIS ISSUE
GRIFFIN V LOCKHART SUPRA AT 931 NOW IN MY CASE
THE TRAIL COURT FAILED TO HOLD AN ADQUATE HEARING

1 THE JUDGE REFUSED TO ALLOW ME TO
EXPRESS HOW I WAS NOT COMPETENT TO
TRAIL & HOW I WAS SUFFERING FROM UNTREATED MENTAL
DEVELOPEMENTAL DISORDERS

2 THE ATTORNEYS I HAD FAILED TO DEMONSTRATE TO THE
COURT I HAD LOW IQ & HOW MY MENTAL ILLNESSES WERE
SO SEVERE AS TO ME

3 THE COMPETENCY HEARING JUDGE FAILED TO CONSIDER MY LONG HISTORY OF
NOT BEING ABLE TO WORK WITH LAWYERS
MENTAL ILLNESSES

4 THE STATE FAILED TO PROVE THROUGH HIS EXPERT THAT
I DID COMPETENCY EVAL WHEN I NEVER DID

5 THE JUDGE DID NOT CONSIDER ALL THE EVIDENCE THAT SHOWS
& PROVES I WAS NEVER COMPETENT TO STAND TRAIL

6 THE JUDGE DID NOT MAKE NO MENTION ABOUT HOW IN
DETAILS I COULD WORK WITH MY ATTORNEYS HE FAILS TO
PROVE HOW I WAS NOT

THE COURT DID NOT CONSIDER TO ASSIST MY ATTORNEYS
ALL THE SERIOUS EFFECTS TO MY DELUSIONAL DISORDER
& MY PARANOID SCHIZOPHRENIA / MY 2005 COMPETENCY
HEARING WAS NOT ADQUATE I AM ENTITLED TO NEW TRAIL
FOR ALL REASONS SHOWN & PROVEN I AM ENTITLED TO
RELIEF ON THIS ISSUE BECAUSE THE REASONS THAT I GIVE
IF THE COURT REVEALS THE TRAIL COURT RECORD THEN THE
COURT WILL KNOW THESE THINGS I PROVEN MADE THE 2005
COMPETENCY HEARING BE NOT PROPER & MY FEDERAL
RIGHT TO TESTIFY WAS NOT PROTECTED & THIS IS NOT A
HARMLESS ERROR CAUSE THESE ISSUES RUINED MY CASE

GROUND #10 OF #18
CONTINUED

THIS COURT NEEDS TO ACKNOWLEDGE A FEDERAL
COURTS DECISION TO REVERSE TRAIL COURT-
JUGEMENT IS HONORABLE I SHOULD BE ALLOWED
TO BENEFIT FROM GRIFFIN V LOCKHART
SUPRA AT 931 DECISION MADE IN THAT CASE
I MEET THE GRIFFIN STANDARD & ALSO THE COURT
MUST LOOK AT THIS SERIES A WHEN I WAS AT
WESTERN STATE HOSPITAL I NEVER PARTICIPATED
IN THE 2005 COMPETENCY EVAL FOR THE TRAIL
COURT NOW BY MY REFUSAL TO DO COMPETENCY
EVAL AT WESTERN STATE HOSPITAL & THE
DR ~~JASON~~ DUNHAM FAILURE TO PROVE HOW I COULD
ASSIST MY ATTORNEYS & WITH NO EVIDENCE
TO SUPPORT THAT I WAS NOT SUFFERING FROM
MY MENTAL DISORDERS NONE OF THIS CONSTITUTES
A VALID REASON TO FIND ME COMPETENT TO
STAND TRAIL & THE COMPETENCY HEARING JUDGE
FAILS TO SHOW HOW I COULD UNDERSTAND EVERYONES
ROLE IN THE COURT ROOM THE HEARING WAS WEAK
& NOT CONSTITUTIONAL & THE JUDGE USED THE
WRONG THINGS TO FIND ME COMPETENT TO STAND TRAIL
SO I ASK THIS COURT TO VACATE MY MURDER-
CONVICTION IN THE INTEREST OF JUSTICE ON THIS
ISSUE

~~GROUND #11~~ MANY THINGS WERE NOT
 SERIOUSLY TAKEN IN TO MIND NOR
 CONSIDERED FOR BETTER ~~MANAGEMENT~~
 OF ME FOR AS MY INCOMPETENCY
 GOES AND ALSO LOOK GROUND #1
 I SEE GROUND #1 OF FOR WHY MY
 WAS NOT ADEQUATE AT ALL + STATE
 COURTS FAILURE TO HOLD ADEQUATE
 HEARING ON COMPETENCY IS SOMETHING
 THAT IS ENOUGH TO HAVE SOME LOWER OR
 HIGHER COURT REVERSE FELONY CONVICTION
 FOR PROOF OF THIS SEE
 GRIFFIN V LOCKHART SUPRA AT 931
 IN THAT CASE THAT PERSONS
 CONVICTION WAS REVERSED BECAUSE
 STATE TRIAL COURT FAILED TO HOLD A
 ADEQUATE HEARING ON THE PERSONS
 COMPETENCY IN SAID CASE ABOVE OF
 GRIFFIN V LOCKHART SUPRA AT 931
 NOW ME I AM ALSO EVEN
 ENTITLED TO BE SET FREE +
 ENTITLED TO HAVE CONVICTION
 REVERSED UNDER GRIFFIN V LOCKHART
 SUPRA AT 931. BECAUSE ALSO IN MY
 CASE TRIAL COURT DID NOT
 HAVE A ADEQUATE HEARING ON
 COMPETENCY + THE EVIDENCE MORE
 THAN SHOWS AND PROVES MY
 INCOMPETENCY SO THIS COURT
 MIGHT WELL REVERSE CONVICTION
 I SET ME FREE BECAUSE IT WILL
 LOCATE SOME OTHER CASES THAT
 SO LOOK HERE IN NEW CASE REVERSED
 OF REVERSED SHOWS REASONABLE JUDGE
 SHOULD OF HAD SOME EVIDENCE ABOUT
 MY COMPETENCY AT TIME OF TRIAL

~~THE CIVIL RIGHTS CASE~~
 UNDER GRIFFIN V LOCHART AT 931

CASE + IN THAT CASE CONVICTION

GROUND #4 WAS REVERSED BECAUSE

STATE ^{COURT} COURT FAILED TO HOLD A DEQUATE HEARING
 ON COMPETENCY + THE SAME THING HAPPEN IN MY CASE

A I WAS DENIED MY RIGHT TO
 PROVE MY OWN INCOMPETENCY

THE STATE FAILED TO PROPERLY
 AND PROVE ME COMPETENT + THE JUDGE
 DID NOT CONSIDER FULLY OR FAIRLY WHAT
 MY ATTORNEYS SAID ABOUT ME INCOMPETENT +

B. MORE LAWYERS + MORE
 DOCTOR REPORTS + MORE EVIDENCE
 PROVES ME TO BE IN COMPETENT
 TO STAND TRAIL READ ALL DR.

V. L. HOWERS REPORTS + READ DR.
 DAVID WHITES REPORTS + READ W.S. H.
 MENTAL HEALTH DOCTORS REPORTS
 OF MY ~~INCOMPETENCY~~ IN COMPETENCY

GET ALL FROM WALTER DEARIES
 OR TORI FODISH SUPERVISOR
 OF N.D.A'S OFFICE AT 206

674-4700 THEN COURT WOULD

KNOW THERE WERE POWERFUL

REASONS FOR WHY PEOPLE SAY

I GOT DEVELOPMENTAL DISABILITIES

C. IN THE MURDER CASE MY
 DEVELOPMENTAL ISSUES + MENTAL
 ISSUES AFFECT MY ABILITY TO BE COMPETENT
 ALL CASES WERE DROPPED / DIS-
 MISSED BECAUSE EVEN THE

PROSECUTORS IN THESE CASES HAD
 REASONS TO BELIEVE I WAS INCOMPETENT
 TO STAND TRAIL THE COURT NEEDS TO
 SEE + ACCORD THIS IS SERIOUS

~~GROUND #13~~ UNDER GRIFFIN V LOCHART SUPRA AT 931 I AM ENTITLED TO RELIEF BECAUSE IN THAT CASE HABEAS CORPUS RELIEF WAS GRANTED BECAUSE STATE TRIAL COURT FAILED TO HAVE A ADEQUATE HEARING ON THE PERSONS COMPETENCY HEARING IN CASE SAID ABOVE... THE COURT MUST REVERSE MY CONVICTION BECAUSE ITS SO OBVIOUS I AM NOT COMPETENT AND AS THE CASE IS VERY SIMILAR TO TOMINES FAR AS COMPETENCY HEARING GOES @ I MY CASE I WAS DENIED MY RIGHT TO TESTIFY ON MY OWN BEHALF ALSO UNDER THE 14TH AMENDMENT I HAVE A RIGHT TO PROVE MY OWN INCOMPETENCY MY CONSTITUTIONAL RIGHT TO TESTIFY WAS DENIED WHEN I WANTED TO PROVE MY OWN INCOMPETENCY BUT I WAS DENIED MY RIGHT TO TESTIFY TO MY OWN INCOMPETENCY THE COURT SHOULD SEE HOW SERIOUS THIS VIOLATION IS + THE JUDGE KANOUAH DID NOT CARE TO CONSIDER VERY MUCH OF WHAT MY OLD LAWYER WALTER PEARCE SAID AND YOU CAN TRULY SEE THAT AS THE TRUTH BECAUSE JUDGE KANOUAH SAID HE UNDERSTANDS THE PROCEEDINGS THATS LEGALLY NOT ENOUGH TO BELIEVE I WAS COMPETENT HE DIDNT EVEN LET ME DRAIN MY OWN INCOMPETENCY

[MY FAILURE TO PROVE JUSTIFICATION & EXCUSE FOR WHY I DIDNT MAKE IT BE KNOWN IF THE STATE PROVED ITS CASE OR NOT

IN MORRIS V STATE OF C.A. 4 C.M.D. 1983 715 F.2d 106
A FEDERAL COURT GRANTED MORRIS A NEW TRIAL ON THE ISSUE
THE ISSUE MORRIS FAILED TO PROVE JUSTIFICATION OR EXCUSE
FOR IF THE STATE PROVED ITS CASE OR NOT & IT VIOLATED
MORRIS CONSTITUTIONAL RIGHTS/BECAUSE OF MORRIS FAILURE
TO PROVE JUSTIFICATION OR EXCUSE ON IF THE STATE PROVED
HIS CASE AGIST HIM MORRIS WAS GRANTED RELIEF FROM
HIS CONVICTION SEE MORRIS V STATE OF C.A. 4 C.M.D. 1983 715 F.2d
106
SEE ATTACHED EXHIBITS THE PROVE MY CLAIMS
TRUE

- 1 KIALANI BROWN ADMITTED THE MURDER WHEN
CASE FIRST CAME OUT SEE TRIAL TRANSCRIPTS
FOR WHEN I QUESTIONED HER ON THIS WHEN SHE
TESTIFIED & SEE THE TRIAL TRANSCRIPT PART
ABOUT KIALANI BROWNS LAWYER DRS SONIA
LEE SAID ABOUT HOW SHE ADMITTED TO THE-
STABBING
- 2 KIALANI BROWN LIED ABOUT ME RAPING HER
BECAUSE SHE WAS MAD & PEOPLE PUT HER UP TO
LYING ON ME SEE HER LETTERS & THERE WAS
NO PROOF ON THIS NO WAY SEE INTERVIEW
TRANSCRIPTS BROWN CONFESSED THE INCT RAPING
HER OF TAPES OF INTERVIEWS
- 3 KIALANI BROWN LIED ABOUT ME STABBING
VICTIM TWICE & SHE'S TOLD A LOT OF INT WITH
FULL THINGS SEE FEB 8 2006 TAPED
INTERVIEW REPORTS
- 4 KIALANI BROWN LIED ABOUT ME TYING UP
VICTIMS HANDS
- 5 SHE SAID THINGS THAT DID NOT MAKE NO SENSE
SHE GAVE FALSE & TWISTED STATEMENTS TO IN-
CRIMINATE ME / SHE IMPUTATED ME HER CONFESSIONS
OF HER LIES CAUSED JURY TO CONVICT ME

GROUND# 14 @
ISSUES ALL GOOD AGIST KIALANI BROWNS ALSO NOW
MY LACK OF TRIAL COURT EXPERIENCES & MY
LOW IQ OF 49 & MY DEVELOPMENTAL DISORDERS
& DREGRESSIVE THINKING I WAS NOT ADE TO
CORRECTLY NOR ADQUATLY NOR UNDERSTANDINGLY
MAKE PROVEN TO THE JURY IF THE STATE PROVED IT'S CASE
THE STATE NEVER PROVED IT'S CASE A HE COULDN'T
PROVE IF I PUT KIALANI BROWN UP TO DOING MURDER
B HE COULD NOT PROVED THAT I HAD RAPED ANY OF
THOSE WOMEN WHO REALLY & TRULY DID LIE ABOUT ME
RAPING THEM & AUDREY ANDERSON & KIALANI BROWN
LIED ON OTHER GUYS RAPING THEM BUT MY WHOLE
TRAIL WAS FUNDAMENTALLY UNFAIR & I COULDN'T
PRESENT BETTER ARGUMENTS OR ANYTHING BECAUSE OF
MY UNTREATED MENTAL DISORDERS & BECAUSE MORRIS
WAS GRANTED A NEW TRIAL ON THE GROUND HE
FAILED TO PROVE JUSTIFICATION OR EXCUSE FOR WHY HE
DIDN'T SHOW WHY THE STATE PROVED IT'S CASE OR NOT NOW
MORRIS DEFENDANT'S FAILURE TO PROVE EXCUSE OR JUSTIFICATION
IN DETERMINING THAT THE STATE PROVED IT'S CASE
RENDERED TRIAL FUNDAMENTALLY UNFAIR AND MADE
BASIS FOR MORRIS TO BE GRANTED A NEW TRIAL
SEE MORRIS V STATE OF C.A. 4 CMD 1983 715.
F.2d 106 NOW I DEMAR PHONE I ACCIDENTALLY
FAILED TO PROVE EXCUSE OR JUSTIFICATION IN
DETERMINING WHATHER OR NOT THE STATE PROVED IT'S
CASE ALSO AND THIS MADE MY TRIAL FUNDAMENTLY
UNFAIR & NO COURT RULES BAR THIS COURT FROM USING
MORRIS CASE TO GRANT ME A NEW TRIAL & NO HABEAS
CORPUS LAW DONT GOE AGIST THIS & NO CASES GO AGIST
THIS SO UNDER MORRIS V STATE OF C.A. 4 CMD 1983
715 F.2d 106 I ASK THIS COURT TO VOCATE
MY CONVICTION & RE MAND FOR NEW TRIAL

STATE V Rhono

Case # 03-1-09947-0

Sub # 124

THIS COURT MUST REVERSE MY MURDER CONVICTION
 BECAUSE CAD THE STATED RELIED ON HIS OWN OPINIONS ABOUT
 ME TAKING KHALANI BROWN IN TO DOING MURDER & HE SHOWED
 NO PROOF BY A PREPONDERANCE OF EVIDENCE THAT IT FORCED
 BROWN TO DO MURDER & INEVER FORCED HER TO DO NOTHING
 SHE WANTED & FROM THE TRUTH NOW BEING TOLD DEEPER THE
 STATE RELIED ON PRESUMPTION OF MALICIOUS INTENT ~~ALIBI~~
 MY FAILURE TO PROVE EXCUSE OR JUSTIFICATION IN
 DETERMINING THAT THE STATE PROVED ITS CASE RENDERED MY
 TRIAL ~~FUNDAMENTALLY~~ UNFAIR AND I AM ENTITLED TO RELIEF
 BECAUSE OF THIS CITING MORRIS V STATE OF C.A. 4 CM
 (1983) 715 F.2d 106 I MUST BE ALLOWED TO BENEFIT
 FROM SAID CASE ABOVE BECAUSE OF MY FAILURE TO
 PROVE EXCUSE OR JUSTIFICATION ON IF THE STATED
 PROVED ITS CASE OR NOT COULD OF MADE THE JURORS
 KNOW THAT I WAS INNOCENT MORE THAN GUILTY
 OF THE CRIME OF MURDER AS ACCOMPLICE THE
 JURORS WOULD OF KNOWN HOW TO FIND EASIER
 THAT (A) I WASN'T GUILTY OF MURDER &
 ITS TRUE I AM NOT & C.B. THE JURORS WOULD
 OF KNOWN THE STATE DID NOT PROVE ITS
 CASE CORRECTLY AND THE STATE CHEATED THE
 JURORS OUT OF KNOWING ALL THE LIES &
 CONTRADICTORY STATEMENTS SHE GAVE + TWISTED
 STORIES + CCD SEE THE RECORDS AS PROOF I DID NOT
 GIVE NOR PROVE EXCUSE OR JUSTIFICATION AS TO IF THE
 STATE PROVED ITS CASE OR NOT AND SINCE THE RECORDS SUPPORT
 THIS TO BE TRUE + MY OWN CONFESSION OF THIS THE COURT MUST GRANT
 IN MORRIS V STATE OF C.A. 4 CMd 1983 715 F.2d 106 FEDERAL COURT
 JUDGE STATED / DECIDED THAT A PETITIONERS FAILURE TO PROVE
 EXCUSE OR JUSTIFICATION IN DETERMINING IF THE STATE PROVE IT CASE OR NOT IS
 BASIS FOR RELIEF THIS DECISION IS HONORABLE IN MORRIS IT WAS SAID
 A DEFENDANTS FAILURE TO PROVE EXCUSE OR JUSTIFICATION IN
 DETERMINING THAT THE STATE PROVED ITS CASE RENDERED TRIAL FUNDAMENTALLY
 UNFAIR AND ENTITLED PETITIONER TO RELIEF SO UNDER MORRIS V STATE
 OF C.A. (CMd) 1983 715 F.2d 106 THIS COURT MUST REVERSE MY
 CONVICTION BECAUSE I FAILED TO PROVE EXCUSE OR JUSTIFICATION IN DETERMINING
 IF THE STATE PROVED ITS CASE & THIS MADE MY TRIAL FUNDAMENTALLY UNFAIR
 & BECAUSE OF MY PSYCHOTIC THINKING & DELUSIONS & BECAUSE OF MY LACK OF
 INTELLIGENT UNDERSTANDING OF TRIALS & COURT WORK I WAS NOT ABLE TO PROVE JUST

ARGUMENT

IN THE CASE OF ROCKY V ARKANSAS & NIX V WHITE-
SIDE 475 U.S. 157 164 (1986) & CRANE V KENTUCKY
476 U.S. 683 1986 THESE CASES SHOW NOW
DEFENDANTS IN CRIMINAL CASES HAVE A CONSTITUTIONAL
RIGHT TO TESTIFY I WAS DENIED THAT RIGHT NOW &
THE COURT SHOULD SEE HOW IMPORTANT MY/ME

① TESTIFYING WOULD OF BEEN & THIS IS HOW
YOU SEE THIS ISSUE IS REVERSIBLE ERROR

② MY TESTIMONY COULD OF CAUSED THE COURT
TO SEE THAT I WAS NEVER COMPETENT TO STAND
BECAUSE OF MY PARANOID DELUSIONS ABOUT MY
LAWYERS WORKING AGIST ME NOW ③ MY TESTIMONY
WAS GOING TO EXPLAIN THE EFFECTS OF MY
PSYCHOTIC DISORDER & MY DELUSIONAL SYSTEM &
ME NOT BEING ON MEDS DURING MY TRIAL THIS
COURT SHOULD SEE HOW SERIOUS THIS IS NOW BECAUSE
A PSYCHOTIC DISORDER BADLY EFFECTS MY
THINKING PROCESS & CAUSES ME TO HAVE DEGRESSIVE
THINKING & ALSO NOW LOOK ④ THE COMPETENCY
HEARING JUDGE KANOVA DID NOT INDICATE ANY VALID
REASONS WHY I COULD NOT TESTIFY MY TESTIMONY
COULD OF CHANGE THE VIEWS IN MIND PEOPLE HAD ON ME
THE TESTIMONY COULD CHANGED PEOPLES BELIEFS ABOUT
ME & AFTER ALL I GOT LONG HISTORY OF BEING
FOUND INCOMPETENT TO STAND TRIAL SEE
KING COUNTY SURPLAR COURT FILE & CALL ATTORNEY
ANNE KYSAR WHO WAS ON MOST OF MY CASES CALL
HER AT (206) 622-8000 I HAD CONSTITUTIONAL RIGHT
TO TESTIFY & THIS ERROR IS NOT HARMLESS AT
ALL & THIS COURT SHOULD VACATE MY CONVICTION
BECAUSE IT RESTS IN VIOLATION OF MY CONSTITUTIONAL
RIGHTS

GROUND# OF

AGAIN THE RIGHT TO TESTIFY ON ONES OWN
BEHALF IN CRIMINAL PROCEEDING IS A RIGHT
IMPLICIT IN THE CONSTITUTION CITING ROCKY V
ARKANSAS CITING NIX V WHITE SIDE 475 U.S. 157
164 (1986) CRANE V KENTUCKY 476 U.S. 683 (1986)
SEE UNITED STATES V DUNNIGAN, 507 U.S. 87 96
(1993) THE LAST CASE SHOWN ABOVE SHOWS MORE
HOW A CRIMINAL DEFENDANT HAS THE FEDERAL
RIGHT TO TESTIFY THIS COURT SHOULD VACATE
MY MURDER CONVICTION BECAUSE THE
TRIAL COURT ABUSED ITS DISCRETION BY
REFUSING TO ALLOW ME MY CONSTITUTIONAL
RIGHT TO TESTIFY & ALSO ABUSE OF DISCRETION
IS BASIS FOR A CONVICTION TO BE VACATED
YOUNG V SMITH 8. W. N. APP. 276 SOS P. 22
824 (1973) & THIS COURT SHOULD KNOW THAT
WHEN DEALING WITH THIS ISSUE THIS COURT
MUST CONSIDER I GOT A LONG HISTORY OF
BEING FOUND INCOMPETENT TO STAND TRIAL
SEE STATE V RHOME 99-8-02915-3 SEA
(1999) STATE V RHOME 99-8-02136-5 SEA
(1999) STATE V RHOME 99-8-03325-1 SEA
(1999) STATE V RHOME 99-8-03022-4 SEA
(1999) SO THIS COURT IS ASKED TO
VACATE MY MURDER CONVICTION BECAUSE NOW
THE ISSUE IS NOT HARMLESS & MY
TESTIMONY COULD OF CAUSE A DIFFERENT
OUT COME IN MY 2005 COMPETENCY
HEARING PLEASE REVERSE MY CONVICTION

ARGUMENT

THIS COURT SHOULD REVERSE MY CONVICTION
NOW THIS COURT IS PROVIDED WITH
VARIS KINDS OF MENTAL HEALTH RECORDS
& EVAL REPORTS THAT ARE PROOF &
EVIDENCE THAT (1) I GOT DEVELOPMENTAL
DISIBILITIES (2) THAT I GOT A LOW IQ (3)
THAT I GOT LONG HISTORY OF MENTAL DISORDERS
& THESE EXZIBITS AS PRUF AS EVIDENCE
TO MY ~~PROBLEM~~ ISSUE OF NEVER
BEING COMPETENT TO STAND TRIAL &
~~BE~~ NOT MAKING A INTELEGEANT WAIVER
OF RIGHT TO COUNSEL & ME NOT BEING
COMPETENT TO REPRESENT MYSELF
THE VARIS EVAL REPORTS & RECORDS
ARE TO HELP THIS COURT DECIDE
TO REVERSE MY CONVICTION
BECAUSE OF THE SERISNESS OF
THE ISSUES SUCH AS THE ONES
SAID & SHOWN & BROUGHT UP
IN MY CASE & BRIEFS
PLEASE CAREFULLY READ & LOOK AT
THESES ATTACHED EXZIBITS
SEE ATTACHED PAGES →

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FAIRFAX HOSPITAL PHYSICIAN REVISED DISCHARGE SUMMARY

10200 NE 132nd Street, Kirkland, Washington 98034-2899 (425) 821-2000

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Written consent of the person to whom it pertains or as otherwise permitted by 42 CFR Part 2. A general authorization for the release of medical or other information is NOT sufficient for this purpose. Fairfax Hospital

IDENTIFICATION

Name: Demar RHOME
Age: 16 years 11 months
Date of birth: 07/16/1983
Race: African American
Admission status: Voluntary.
Acute and emergent admission from the community.
Fourth psychiatric hospitalization at Fairfax.
Usual physician: None identified.
DCFS: I have a new social worker.
Psychiatrist: Norman Hale, M.D. 206-382-5000
Mental health: Therapist: Charles Stockton 253-931-4413
Collateral contact: Tess Thomas 206-760-8020
Norman Hale, M.D. call placed on 7/7/00
Brother: Rodney Carney 206-767-0637
Mother: Arlene Brewer 206-725-2048 (Blocked line)

HISTORY OF PSYCHIATRIC PROBLEM

Presentation: Demar was admitted at the request of his therapist in view of Demar's increased paranoia and homicidal ideas.

Present illness: Demar has been intimidating toward members of his foster family and has had two recent incarcerations at King County Juvenile Detention.

Prior problems: Demar has been described as having behavioral problems since toddlerhood, with destructive impulsivity being the dominant problem. Assaults on others date from toddlerhood. Since the fall of 1997, Demar has been in many intensive care situations. He was admitted to Kitsap County ATU, and transferred to Pearl Street in December of 1997. He had a brief stay at Fairfax in May of 1998, and returned to Pearl Street. From Pearl Street, he went to CSTC and from CSTC to Renton House. Demar was in King County Juvenile Detention in 1999 for assault charges at Renton House. Demar was suspended from school for threatening to kill a teacher. He was described as being more tired than usual. His appetite was good. He had problems with concentration and hearing beeping sounds. He was concerned with that people would cut off his genitals and talked of killing his sister.
From Renton House he went to Fairfax in 1999, then CSTC, leaving CSTC in April 2000.

Prior treatment: There have been multiple interventions: Foster care, Children's Hospital psychiatric unit, McGraw Center, day treatment, CSTC, Pearl Street Center, Stevens Hospital psychiatric unit.
Multiple medication trials. Due to EKG abnormalities, he has been placed on atypical neuroleptics.

ADMITTED: Wednesday June 28, 2000
DISCHARGED: Saturday July 15, 2000
PRINTED: 7/19/2000

RHOME, DEMAR
CHART NUMBER: 20176
ATTENDING: TOM NEWLYN, M.D.

FAIRFAX HOSPITAL PHYSICIAN REVISED DISCHARGE SUMMARY

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others dating from his toddlerhood. Since around fall 1997, this patient has been involved in intensive care situations at various treatment facilities.

MENTAL STATUS EXAMINATION: Patient was alert and oriented to person, place and time. He was appropriately dressed, with fair hygiene. He was somewhat anxious, asking about whether or not a CT scan of the head would be done on him and why these tests would be performed. His eye contact was good. Speech was not pressured, with good elaboration although he was very disorganized in thinking and went into extended, tangential discussions about his thoughts and ideas, present and past. He talked extensively about his recent talks of the devil and Satan although he generally talked about it in terms of what people have reportedly said he has talked about. Patient's mood was dysphoric. His affect was constricted. Patient denied any auditory or visual hallucinations. He was somewhat loose in association and slightly flighty in his ideas. Recent and immediate memory appears to be intact. Concentration fair. Judgment poor, as evidenced by recent activities. Insight poor. Patient denies any suicidal or homicidal ideation or planning at this time.

ASSESSMENT:

- Axis I 1. Oppositional defiant disorder.
- 2. Delusional disorder.
- Axis II Mild mental retardation.
- Axis III None.
- Axis IV History of sexual and physical abuse. Patient is currently out-of-home and a ward of the state. Currently experiencing conflicts with foster family.
- Stressors as related to psychiatric illness.
- Axis V GAF 30; best this past year 45.

PLAN: Patient to be admitted to the Adolescent Psychiatric Inpatient Unit. Patient to continue on current medications of Seroquel 400 mg one p.o. b.i.d. Will expand database by contacting patient's current psychiatrist, Dr. Hale, and patient's foster family. Patient to participate in all unit groups and activities and develop better insight and understanding around his treatment issues. Acute stabilization. The plan is to return patient to current foster placement when safe.

BHC Fairfax Hospital
 10200 NE 132nd Street
 Kirkland, WA 98034
 (425) 821-2000

PSYCHIATRIC ADMISSION HISTORY

FAIRFAX HOSPITAL PHYSICIAN DISCHARGE SUMMARY

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Dissociative: No behavior observed or reported.
Preoccupations: None reported. No recurrent self-injurious behavior patterns.
Perceptions: No anomalies reported.
Hallucinations: None reported.
Delusions: None reported.
Sensorium: Clear.
Orientation: Intact for time, place, and person.
Memory: No short-term or long term deficit.
Concentration: Not impaired as shown by clinical observation. Attended to task at hand with no difficulty. Comprehension of commands not impaired.
Abstraction: Abstract thinking appeared developmentally average.
Intelligence: Mild mental retardation.
Developmental level: Piagetian developmental level appropriate for age.
Fund of knowledge: Scholastic skills are below chronological age.
Fund of information below average.
ATTITUDE: *I only want to talk for a short time as I am having free time.*
Psychometrics: Not indicated
Assets: Community support.

ADMITTING DSM-IV PSYCHIATRIC DIAGNOSIS (Dr. RICE)

AXIS 1: 313.81 Oppositional Defiant Disorder
297.1 Delusional Disorder
AXIS 2: 317 Mild mental retardation
AXIS 3: No physical diagnosis
AXIS 4: Dysfunctional parent, out of home placement, neglect, sexual and physical abuse, academic problems, discord with school peers and teachers.
AXIS 5: Global Assessment of Functioning: 30

TREATMENT PRIOR TO INPATIENT ADMISSION

Medication: Psychopharmacology trial is in progress.
Quetiapine to 400 mg bid.
No other medications indicated.
Behavioral: Behavioral interventions in progress.
Psychotherapy: Psychotherapy in progress.
Family work: No family therapy in progress.

HOSPITAL TREATMENT

Medication: Psychopharmacology trial is in progress.
Quetiapine 400 mg bid reduced to 300 mg bid by Dr. Rice.
No other medications indicated.
Behavioral: Psychiatric inpatient treatment milieu
Psychotherapy: Focused on evaluation.
Family work: His foster family is invited to participate in therapy, but is usually represented by his DSHS team. Team meeting 7/6 & 7/10/00 to discuss discharge plan.

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FAIRFAX HOSPITAL PHYSICIAN REVISED DISCHARGE SUMMARY

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Phobias: None reported.

Obsessions: None observed or reported.

Dissociative: No behavior observed or reported.

Preoccupations: None reported. No recurrent self-injurious behavior patterns.

Perceptions: No anomalies reported.

Hallucinations: None reported.

Delusions: None reported.

Sensorium: Clear.

Orientation: Intact for time, place, and person.

Memory: No short-term or long term deficit.

Concentration: Not impaired as shown by clinical observation. Attended to task at hand with no difficulty. Comprehension of commands not impaired.

Abstraction: Abstract thinking appeared developmentally average.

Intelligence: Mild mental retardation.

Developmental level: Piagetian developmental level appropriate for age.

Fund of knowledge: Formal operations accomplished (> 12)

Scholastic skills are below chronological age.

Fund of information below average.

ATTITUDE: *I signed myself here after I talked to Dr. Hale.*

Psychometrics: Not indicated

Assets: Community support.

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AXIS 1: 297.1 Delusional Disorder

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AXIS 3: No physical diagnosis

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Fairfax Hospital
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FAIRFAX HOSPITAL PHYSICIAN DISCHARGE SUMMARY

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Fund of knowledge: Scholastic skills are below chronological age.
Fund of information below average.

ATTITUDE: *I hope you didn't believe me that I wanted to go to detention or Echo Glen. I was upset yesterday. I really don't want to come back here or go to jail.*

PHYSICAL STATUS

Medical history:

System review: EKG abnormalities reported since 1998.

Height: 71 inches.

Weight: 223 pounds.

Neurologic: No symptoms.

Special senses: No symptoms.

Ear, nose, throat: No symptoms.

Cardiovascular: No symptoms.

Respiratory: No symptoms.

Gastrointestinal: Average appetite. No symptoms.

Genitourinary: No symptoms.

Musculoskeletal: No symptoms.

Skin: No symptoms.

Endocrine: No symptoms.

Operations: None reported.

AIDS risk: Low. No high-risk behaviors reported.

ALLERGIES: None to medications.

Physical exam: See physical examination page for normal physical examination by Nurse Practitioner.

Neurologic: No significant clinical findings. DISCUSS Tardive Dyskinesia Score: 0

Cardiovascular: No significant clinical findings. Pulse rate 64. BP 130/70 on admission.

Respiratory: No significant clinical findings.

Gastrointestinal: No significant clinical findings.

CONSULTATIONS AND TESTS

Significant labs: No laboratory tests indicated by admission history or physical examination.

Rating scales: No rating scales applied.

Consultations: Psychological evaluation concerning competency arranged for 8/9/00.

DISCHARGE DSM-IV PSYCHIATRIC DIAGNOSIS

AXIS 1: 313.81 Oppositional Defiant Disorder

297.1 Delusional Disorder

AXIS 2: 317.0 Mild mental retardation

Obsessive compulsive personality traits.

AXIS 3: No physical diagnosis

AXIS 4: Dysfunctional parent, out of home placement, neglect, sexual and physical abuse, academic problems, discord with school peers and teachers.

AXIS 5: Global Assessment of Functioning: 50

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RHOME, DEMAR

CHART NUMBER: 20176

ATTENDING: TOM NEWLYN, M.D.

DISCHARGE SUMMARY

Patient Name: RHOME, DeMar

Admission Date: 5/8/01

Discharge Date: 5/25/01

Attending: Charles Wang, M.D.

Medical Record Number: 20176

DISCHARGE DIAGNOSIS:

- Axis I Oppositional defiant disorder.
- Axis II Pervasive developmental disorder (Asperger's disorder).
- Axis III None.
- Axis IV History of physical and sexual abuse. Current change of foster placement.
Stressors as related to psychiatric illness.
- Axis V GAF 40.

Please refer to admission history for additional information.

HOSPITAL COURSE: Physical examination by Dr. Michael Kazaras was within normal limits. Patient refused urinalysis and serum laboratory studies. At the time of admission, patient was on Seroquel 400 mg one p.o. b.i.d. Patient also was taking vitamin E 800 units per day. Periodically for agitation patient received Ativan and Vistaril. On May 15, Risperdal 2 mg one p.o. b.i.d. was added. This was following the plan of his outpatient psychiatrist, Dr. Norman Hale, about adding the additional antipsychotic medication to help patient further stabilize in terms of his thoughts and behavior. On the Adolescent Unit, patient adjusted to the milieu without any difficulties given that he has been to this unit a number of times in the past. Patient took his medication generally without complaint or refusal although he frequently asked questions about his medications and side effects. Generally, on the unit patient was very unpredictable in terms of his participation in unit groups and activities. He frequently refused to participate in group, and when he did participate in group, he would frequently say something in group within group that would turn his peers against him with verbal attacks. As a result, patient frequently refused to attend groups and spent his time talking with staff. The manner in which he talks with staff is near interrogation of staff about his current interest, which is to find out more about his ITA status. Each day, multiple times through the day, he would approach different staff to talk about their ideas and understanding about why he has been on ITA. Patient would then be very obsessive and ruminative about why the 180 days of the ITA may be filed on him. He asked for explanations even though when it is explained to him he continues to ruminate about it in a circular fashion that seemingly

BHC Fairfax Hospital
10200 NE 132nd Street
Kirkland, WA 98034
(425) 821-2000

DISCHARGE SUMMARY

Rhyme, Demar 07/16/83 537-92-9574
NAME: Page 1 of 7, Date: 01/02/02 DOB: SSN:

Write in or type and underline the topical heading that the information related to: Include: Presenting Problem; Environment and Current Support System; Financial; Previous Psychiatric Treatment/Hospitalizations; History of Violence; Developmental Life History/Background Information; Religion/Cultural Issues; Substance Abuse; Special Problems; Sources of Information; Axis IV and V; Comprehensive Assessment; Social Work/Forensic Therapist Intervention; Discharge and Aftercare Plan.

PRESENTING PROBLEM:

Mr. Demar Rhyme, a 18 year-old, African American male, never married, with no children, was admitted to Western State Hospital December 17, 2001 from the Superior Court for King County. He was admitted to the Center for Forensic Services for a period of up to 90 days of competency restoration in accordance with RCW 10.77. He is charged with Robbery in the Second Degree. He has been in the King County Jail since 10/15/01. He has been on no psychotropic medication while in jail. Dr. Gregory Leong, M.D., Staff Psychiatrist, evaluated Mr. Rhyme 12/06/01. Mr. Rhyme was found to lack sufficient capacity to understand the nature of the proceedings against him and to assist in his own defense.

Discovery material provided by King County indicates that Mr. Rhyme was arrested after an incident in which he and another man robbed and beat a man while walking on the street. Mr. Rhyme apparently was one of two people that confronted a stranger walking on the street and asked him for a cigarette. The victim refused citing his limited income; the co-defendant hit the victim in the face and yelled to Mr. Rhyme to get the man's cell phone. After taking the man's cell phone and cigarettes Mr. Rhyme and his partner left. The victim followed them on foot. After some time he yelled to them "Dudes all I want is my cell phone back. You can have the cigarettes, just give me the phone back". Mr. Rhyme and his accomplice responded by beating the "fuck out of" the victim. Prior to leaving the area they rifled the man's pockets. Information made no mention of aggressive or assaultive behavior during arrest, transport, or booking. According to Forensic Mental Health Evaluation, Mr. Rhyme has a considerable history of psychiatric intervention and community mental health contact. Mr. Rhyme has a documented mental health history through DSHS Case Manager Record. He is registered with King RSN, Pierce RSN, Peninsula RSN, and North Sound RSN with the most recent being King RSN with Kate Gibson and Kay Tillema listed as the Case Managers at (206) 461-3209. Pierce County Designated Mental Health Professional reports at least two detentions, 11/97 at Fairfax Hospital for danger to self and the second, 05/01 again at Fairfax Hospital for danger to others. The later was for threats toward staff at a State Group home. CFS Defendant Screening Form indicates that Mr. Rhyme presented with a paranoid and suspicious worldview, which was consistent with information provided through the Forensic Mental Health Evaluation. Information indicates an **AXIS I** diagnosis of Psychotic Disorder NOS and Attention Deficit/hyperactivity Disorder

RHODE, DEMAR S.

391852 ADJUL 12 1983

ADH...12/17/01 11/17/01

S-10

WESTERN STATE HOSPITAL
Tacoma, WA 98498-7213

PSYCHOSOCIAL ASSESSMENT DATABASE

PRELIMINARY INTERIM REVIEW ADDEMDUM

301852

Youth:

Demer out of placement - cannot locate

Date: _____

Parent/Family Members:
(If Appropriate)

not available

Date: _____

Blended Funding Care Manager

not available

Date: _____

Responsible Physician:

Date: _____

Therapist (s):

none assigned

Date: _____

TEAM CHILD Lawyer:

CS

Date: 6/14/01

DCFS Social Worker

Timothy J. Leahy in
D. Gallagher

Date: 06/14/01

Date: _____

Date: _____

Date: _____

Feedback to Primary Mental Health Provider from Supervising Mental Health Professional:

Mental Health Supervisor:

Martin Cross, MC

Date: _____

Feedback Reviewed by

Primary Mental Health Provider :

Jennifer Gross, MA

Date: _____

Youth:

Demer out of placement - cannot locate

Date:

Parent/Family Members:
(If Appropriate)

not available

Date:

Blended Funding Care Manager

not available

Date:

Responsible Physician:

Date:

Therapist (s):

none assigned

Date:

TEAM CHILD Lawyer:

Date: 6/14/01

DCFS Social Worker

Timothy J. Leahy ^{1/17}

Date: 06/14/01

D. Gallagher

Date:

Date:

Date:

Feedback to Primary Mental Health Provider from Supervising Mental Health Professional:

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Jennifer Gross, MA

Date:



Psych
File

STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
WESTERN STATE HOSPITAL
W27-19 • 9601 Steilacoom Blvd SW • Tacoma WA 98498-7213 • (253) 582-8900

November 26, 2001

PFECC - (OUTPATIENT)
FORENSIC MENTAL HEALTH REPORT

RE: STATE OF WASHINGTON
vs.
Demar Rhome

CAUSE NO.: 01-1-09523-1.
WSH NO. 391852 (OUTPATIENT)
DOB: 7/16/83

The forensic mental health evaluation, as reflected in this report, was conducted pursuant to court order under the authority of RCW 10.77.060. This document has been released only to the court and other persons legally authorized to receive it and is intended for their use only. Any other use of this report is not authorized by the undersigned.

REFERRAL INFORMATION

The court order, dated 11/14/01 (and received on 11/??/01), from the King County Superior Court, requested that the above-referenced defendant be examined on an in-custody basis in regard to mental condition, competency to stand trial, and dangerousness. The statutory requirement for two examiners was waived by court order.

The defendant is charged with violation of RCW 9A.56.210 (Robbery in the Second Degree) occurring on or about 10/15/01. According to the discovery information, the alleged offense occurred as follows:

Just after midnight on 10/15/01, a man (the victim) was talking a walk. The defendant and a then 17-year-old co-defendant asked the man for a cigarette. The man declined to give them a cigarette citing his limited income. The co-defendant then punched the man in his face. The co-defendant told the defendant to get the man's cell phone. After talking his cell phone and cigarettes, they left. The man then followed them on foot. Awhile later he yelled at them and said, "Dudes, all I want is my phone back. You can keep the cigarettes, just give me my phone back." The defendant responded by beating the "fuck out of" the man. After being knocked down, the co-defendant also beat the man. Before they left on foot, the co-defendant rifled the man's pockets.

EVALUATION PROCEDURE

The defendant was examined at the King County Jail on 11/26/01 for a period of 65 minutes. The defendant was informed of the purpose and non-confidential nature of the evaluation, the right not to answer any questions, and the right to have an attorney present. He appeared to have an adequate understanding of these parameters and agreed to proceed with the evaluation.

In addition to the clinical interview, the following sources of information were reviewed and considered: (1) Discovery information regarding the instant offense; (2) Mental Health Division's Intranet Database; (3) Criminal history printouts; (4) Psychological Evaluation by Debra A. Vilhouer, Ph.D., dated 10/10/00; (5) Psychological Evaluation by Kenneth N. Asher, Ph.D., undated (but described the defendant as nearly age 16); (6) Forensic Psychological Evaluation by Thomas Danner, Ph.D., dated 8/3/99; (7) Jail health record; (8) Telephone conversation with the King County CDMHP on 7/26/01; (9) Telephone conversation with Wendy Sparks, Community Psychiatric Clinic staff, on 11/26/01; (10) Telephonic communication with Bob Jones, a former case manager, on 11/26/01; and (11) Telephone conversation with Anne Kysar, defendant's attorney, on 11/26/01.

RELEVANT CLINICAL HISTORY

Demar Rhome is an 18 year-old African American male. He is currently unemployed and homeless. Since his arrest, the defendant has been taking no medications. He has not been evaluated by the jail mental health staff as of the time of writing this report.

The available mental health reports provide a comprehensive overview of the defendant's relevant history, which is summarized in this paragraph. The defendant first came to the attention of public agencies during his preschool years after allegations of physical and sexual abuse at age three. At that time he was found to have substantial delays in his development. His mother and a sister have been reported to suffer from schizophrenia. The defendant has had multiple psychiatric admissions beginning in childhood, including an admission to the Child Study and Treatment Center. Intelligence testing over the years has produced scores that fall into the borderline intellectual functioning, mild mental retardation, and moderate mental retardation ranges. He also has a history of expressing paranoid delusions and displaying illogical thinking. He has been prescribed antipsychotic and mood-stabilizing medications. Two of the three mental health reports provided a diagnostic impression, which were in fair agreement, with diagnoses of conduct disorder, psychosis (schizophrenia), and history of attention deficit/hyperactivity disorder on Axis I and (mild) mental retardation on Axis II. There were, however, differences as to his competency to proceed.

Despite Mr. Rhome's talkativeness, he provided minimal information. He denied having any type of mental illness, and specifically denied having paranoid schizophrenia,

depression, posttraumatic stress disorder, and mental retardation. He remarked that he may have a personality disorder. He said that others have reported that he has experienced hallucinations, but he denied having experienced them. He acknowledged having been prescribed quetiapine at 800 mg per day (antipsychotic medication prescribed in the high range of the standard dosage), but has not taken any since being jailed. He does not believe that the quetiapine has been beneficial, though at another point in the interview, he remarked that it worked better than other medications he had been prescribed, including methylphenidate (a medication to treat attention hyperactivity/deficit disorder), risperidone (an antipsychotic), and divalproex sodium (a mood-stabilizing medication). Mr. Rhome denied having any medical problems. He acknowledged occasional alcohol consumption, but no drug use. He has worked for three days as a Safeco Field vendor, but he quit because of being accused of stealing the proceeds. Otherwise, he has no other employment history. He denied having any sleep or appetite disturbance. He denied any past or current suicidal thinking. He acknowledged homicidal feelings toward persons who he has dislike or despised in the past. However, he did not provide any specific names. He railed against an IQ score of 52 received in the past and believes that he is of average intelligence. He claims to be able to read at the tenth grade level.

The King County CDMHP reported that he has been detained twice. The first occurred on 11/20/97 to Fairfax Hospital as a danger to self and lasted 72 hours. The second occurred on 5/8/01 to Fairfax Hospital as a danger to others and he remained there until 5/25/01. The latter hospitalization resulted from threats and assaults to staff at his group home. The CDMHP files indicated that he carries diagnoses of paranoid schizophrenia and mental retardation.

The Mental Health Division's Intranet Database listed the following psychiatric hospitalizations: Fairfax Hospital (5/6/98 to 5/20/98; 6/8/99 to 6/17/99; 6/22/99 to 7/31/99; 6/28/00 to 7/15/00; 7/28/00 to 8/11/00; and 5/8/01 to 5/25/01) and Puget Sound Hospital (12/18/98 to 1/5/99). Diagnoses listed in the Database included the following: psychotic disorder NOS, attention deficit hyperactivity disorder, mild mental retardation, paranoia, oppositional disorder, and childhood psychosis.

The defendant's former case manager (while he was a juvenile) indicated that his case has been referred to the Community Psychiatric Clinic (CPC) and that the defendant had been refusing services since reaching age 18. Since turning age 18, the Division of Developmental Disabilities has referred the defendant's case to CPC for further care. He has been difficult to engage in treatment there. He had developed the paranoid delusion that CPC was impeding his SSI. His prospective case manager met with him in the jail last week. His case manager has also known the defendant when she had been employed by Fairfax Hospital and indicates that he is paranoid and appears higher functioning than he actually is. She confirmed that his quetiapine dose should be 800 mg per day.

The Washington State Patrol criminal history printout listed no convictions. However, in the Request for Bail document, the prosecuting attorney noted that the defendant had

EVIDENCE TO PROVE I GOT DEVELOPMENTAL DISABILITIES HERES PROOF
& THIS IS PROOF THAT I GOT LOW IQ HERES PROOFS

FORENSIC PSYCHOLOGICAL EVALUATION
RE: DEMAR RHOME

January 9, 2002
PAGE 4

As early as 2½ years of age, Mr. Rhome was noted to have delays in social skills, fine and gross motor skills and adaptive language, as well as a decreased attention span. In 1986, at his age of 3, he was noted to be highly sexualized in his behavior and at his age of 3, he was at Children's Hospital because of his inappropriate sexual behavior, hyperactivity and temper tantrums. He was diagnosed with Attention Deficit Hyperactivity Disorder, A Child-Parent Problem and a Mixed Developmental Disorder. At his age of 7½, he was again admitted to Child Study and Treatment Center. In the intake for that admission, severe behavioral problems were noted. Before his admission to Child Study and Treatment Center in 1991, he had received a full neurological work-up which included an EEG, a CT scan and an evaluation for fragile x-syndrome. All tests were negative. During his adolescence, Mr. Rhome had been placed in several different mental health programs but had difficulties in all of them due to his oppositional and assaultive behaviors. In November of 1993, in a Psychiatric Assessment at the Child Study and Treatment Center, Mr. Rhome was reported to have severe and chronic behavioral problems including marked hyperactivity, poor impulse control, decreased frustration tolerance, aggression, stealing, lying, and sexually provocative behaviors. It was also noted that he had significant paranoia although it was not assessed as delusional in nature. In 1998, after an admission to the Child Study and Treatment Center, his final Psychiatric Assessment indicated that he had mild mental retardation and a psychotic disorder and that he coped with stress and frustration by using physical aggression. His final diagnoses included Psychosis, Not Otherwise Specified, Rule Out Schizophrenia, Rule Out Bipolar Affective Disorder, Mild Mental Retardation.

Mr. Rhome has been assessed for his intellectual and social functioning on various occasions. Intellectual assessments have varied from the moderate range of mental retardation (IQ 49) to the borderline range of intellectual functioning (IQ 73).

To conclude, Mr. Rhome has a very long history of developmental delays including social as well as intellectual deficits, assaultive behavior, paranoia which has been assessed as ranging from hypervigilant to psychotic/delusional, sexually inappropriate behavior, multiple placements in foster homes and adolescent treatment programs, and contact with the criminal justice system.

Mr. Rhome turned 18 this past July. At that time, he was no longer eligible for services through the Division of Child and Family Services and was placed under the auspices of the Division of Developmental Disabilities. The undersigned spoke with Dan Peterson at the Division of Developmental Disabilities regarding Mr. Rhome and their efforts to find

the following cases dismissed without prejudice while a juvenile: Felony Harassment-DV (1 count), Harassment (3 counts), Assault in the Fourth Degree (4 counts), Assault in the Fourth Degree-DV (1 count), Malicious Mischief in the Third Degree (2 counts), and Theft in the Third Degree (1 count).

MENTAL STATUS EXAMINATION

Mr. Rhome was a medium-built, tall, closely shaved, mustached, slightly bearded, black male who appeared his chronological age. He was attired in a red jail uniform. His gait was normal. His speech was continuous, though after several minutes of rambling, digressive speech, he would spontaneously stop. He was alert and oriented to time, place, and person. Memory was intact. He was able to spell a four-letter word bi-directionally, but could not spell a five-letter word in the reverse direction despite several attempts. Mood ranged from neutral to hostile. Affect was mildly volatile, yet had a constricted range. Current suicidal and homicidal ideation were not expressed. Associations were digressive, if he was allowed to speak without structure. However, he could be redirected if structured. Although specific delusions were not expressed or acknowledged, his world view was highly paranoid and suspicious. However, collateral sources described the defendant's paranoid delusions. Intellectual functioning was estimated to be in the below average range. Judgement was limited. Insight was poor.

CLINICAL FORMULATION

- Axis I. Psychotic disorder NOS
 Attention deficit/hyperactivity disorder by history
- Axis II. Antisocial personality disorder
 Rule out mild mental retardation
 Rule out borderline intellectual functioning
- Axis III. No diagnosis

Despite the defendant's minimization or denial of his psychiatric symptoms, he presents with a substantial paranoia and digressive thinking that would be consistent with a psychotic process (such as schizophrenia). His presentation during the instant interview does not fit that of an individual with moderate mental retardation. His vocabulary and ability to manipulate information suggests a higher capacity, somewhere between the high mild mental retardation to the borderline intellectual function ranges. Nonetheless, weight has to be given to previous treating clinicians and the likely need for antipsychotic medication for this individual.

COMPETENCY TO STAND TRIAL

Mr. Rhome was well aware of the pending Robbery charge. He was well aware of the available pleas and in particular the likely scenario for his case based on a lack of prior convictions. He was particularly cognizant of the plea bargain process. His main

WESTERN STATE HOSPITAL
TACOMA, WA 98498-7213

(Include a list of all problems and status of problems at time of release)

NAME: RHOME, DEMAR
WSH #: 391852
ADMIT: 12/17/01
DISCHARGE: 02/09/02
DOB: 07/16/83
PAGE: 5

DISCHARGE MEDICATIONS:

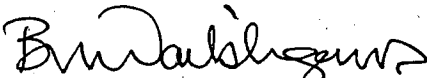
Risperdal 4mg PO q HS.

AFTERCARE RECOMMENDATIONS:

The patient is returned to the King County Jail Mental Health for further treatment. Should he be discharged from jail, the patient had prior outpatient follow-up with DD services and will likely continue treatment there.

FINAL DSM-IV DIAGNOSIS:

AXIS I: Psychotic Disorder, not otherwise specified
Schizophrenia, by history
Attention Deficit/Hyperactivity Disorder, by history
AXIS II: Personality Disorder, not otherwise specified with Antisocial Narcissistic
and Paranoid features
Rule out Borderline Intellectual Functioning
History of mild mental retardation
AXIS III: Status post left cheek injury, completely resolved
AXIS IV: Moderate
AXIS V: GAF of 50 on admission
GAF of 65 on discharge



Brian Waiblinger, M.D.
Staff Psychiatrist

BW:dlc

Dict: 04/10/02
Tran: 04/11/02

RELEASE SUMMARY

WESTERN STATE HOSPITAL
TACOMA, WA 98498-7213

(Include a list of all problems and status of problems at time of release)

NAME: RHOME, DEMAR
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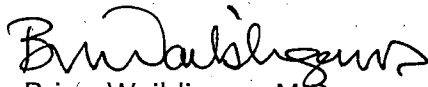
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Brian Waiblinger, M.D.
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RELEASE SUMMARY

EVIDENCE
PROOF I GOT DEVELOPMENTAL DISABILITIES

FORENSIC PSYCHOLOGICAL EVALUATION
RE: DEMAR RHOME

January 9, 2002
PAGE 8

Dan Peterson, from the Division of Developmental Disabilities, came to see Mr. Rhome on the day he was admitted to the hospital as well as once while he was in the hospital. When the undersigned spoke with Mr. Peterson on January 4, 2002, he informed me that he had seen Mr. Rhome the week before and that he was impressed with how well he thought Mr. Rhome was doing. He observed that Mr. Rhome had decreased paranoid ideation, was thinking more clearly and tracking relatively well. Mr. Peterson believed that Mr. Rhome had clearly benefited from the treatment offered in the hospital.

On December 19, 2001, Julie Leonard, Habilitation Plan Administrator, came to see Mr. Rhome. He told her that he wanted to be re-tested and that his IQ was "really 115-120." He also stated that "all women are intimidated by me and tell me I ask suspicious questions." He told Ms. Leonard that he did not need competency classes, but wanted individual instruction. He also volunteered that he believed Developmental Disabilities was trying to control him and "setting me up to get into trouble."

CONCLUSION:

Mr. Rhome was admitted to Western State Hospital, for the first time, to the Center for Forensic Services. While at the hospital, he presented many very disruptive behavioral management problems. He was physically assaultive with one peer and verbally abusive and threatening with others, requiring special monitoring and restrictions. He demonstrated paranoid ideation, believing that others were constantly talking about him, although no organized delusional system was presented. He was often irritable and argumentative.

Mr. Rhome has a very long history of behavioral disturbance, developmental delay and psychotic thinking. He has had numerous hospitalizations and residential/foster home placements. Now that he has turned 18, he will be receiving services from the Division of Developmental Disabilities rather than the Division of Child and Family Services. Mr. Rhome denied all first rank psychotic symptoms while he was in the hospital. The only psychotic symptom that was observed by staff was paranoid ideation in the form of hypervigilance and suspiciousness. Mr. Rhome does not trust what others tell him and constantly seeks reassurance that the information that he has received is correct and that no malevolent intentions are present. He did not appear, however, to have disturbances of perception as in auditory or visual hallucinations or ideas of reference. He did clearly have behavioral disturbance in the form of intimidating, provocative and assaultive behavior, especially with his peers. He was also very verbally threatening to

ARGUMENT

SEVERAL THINGS SHOW AS PROOF I DID NOT MAKE A INTELEAGENT WAIVER OF RIGHT TO COUNSEL
(1) I DID NOT SHOW THE Juges ANY PROOF THAT I WAS NOT SUFFERING FROM ANY PARANOID DELUSIONS ABOUT MY ATTORNEYS WORKING AGIST ME (2) I WANTED MY ATTORNEYS REMOVED FROM THE CASE BECAUSE I HONESTLY CONFESS TO THE WHOLE COURT THAT I WAS HAVING DELUSIONS IN A PARANOID NATURE ABOUT MY ATTORNEYS BELIEVING KIALANI BROWN OWER ME & THAT THEY WERE OUT TO GET ME CONVICTED & I WAS HAVING HELLUCINATIONS & BAD DREAMS ABOUT ALL THIS & MY DELUSIONS ABOUT MY ATTORNEYS CAUSED ME (A) TO HAVE PARANOID MISTRUST OF MY ATTORNEYS (B) THEY CAUSED ME TO HAVE INCREASED SUSPICIONS & INCREASED PARANOID THINKING OF THEM & BECAUSE OF MY UNTREATED PSYCHOTIC DISORDER & MY UNTREATED DELUSIONS ABOUT MY ATTORNEYS WORKING AGIST ME IN EVIL WAYS & ME BELIEVING THEY ARE DEMONS & BECAUSE OF ALL MY HELLUCINATIONS I COULD NOT WORK WITH MY ATTORNEYS & BECAUSE OF MY DEVELOPEMENTAL DISIBITIE\$ I COULD NOT COMPERHEN CORRECTLY NOR INTELEAGENTLY HOW TO REPERSENT MYSELF IN TRIAL & BECAUSE OF MY PSYCHOTIC DISORDER & MY DELUSIONAL THINKING & MY DIGRESSIVE THINKING PATTERN I COULD NOT FOCUS ON PROPERLY PRESENTING QUESTIONS & ARGUMENTS & I DUE NOT UNDERSTAND HOW TO REPERSENT MYSELF I ONLY HAD 1 TRIAL & THE RECORD DONT PROE THAT I AM HIGHLY EDUCATED THIS MUST SEE & KNOW THE TRUTH ONCE & FOR ALL MY MENTAL DISORDERS ARE UNTREATED BADLY IMPACTED MY THINKING\$ I COULD NOT PROCESS IN MY MIND THE UNDERSTANDIN THAT LAWYERS ARE TO HELP ME I AM SORRY

ARGUMENT CONTINUED

NOW HERE ARE SOME SERIS FACTS THIS COURT
MUST USE & SEE FOR WHY IT IS SO TRUE
THAT I DID NOT MAKE A INTELEAGENT WAIVER OF
RIGHT TO COUNSEL & FOR WHY I COULDNT OF
UNDERSTOOD HOW TO REPERSENT MY SELF I (1)
GOT LOW IQ OF 49 SEE 2002'S WESTERN
STATE HOSPITALS COMPETENCY EVALUATION
REPORT (2) I GOT LONG HISTORY OF HAVING
MENTAL HEALTH ISSIDES SEE SUPIOR COURT
FILE & SEE DR DAVID WHITE 2008
COMPETENCY EVAL REPORTS & SEE DR BARRY WARD
WESTERN STATE HOSPITAL REPORTS & SEE STATE
V Rhome 99-8-02915-3 SER (1999) SEE STATE V
Rhome 99-8-02365 SER (1999) WHEN LOOKING
THESES CASES OF MINES UP YOU WILL SEE IN CASES
THAT I HAD CHARGES DISMISSED BECAUSE I WAS
NEVER COMPETENT TO STAND TRAIL & THESES CASES
PROVE I GOT DEVELOPEMENTAL DELAYS THAT
EFFECT THE WHOLE BRAIN LEVEL OF FUCTION & MY
LEVEL OF THINKING & PROCESSING INFORMATION IS
VERY / LOW / WEAK DUE TO MY UNTREATED MENTALS
DEVELOPEMENTAL DISORDERS (3) I WAS NEVER ON NO
MEDICATIONS TO TREAT MY MENTAL DISORDERS OR
DEVELOPE MENTAL DISORDERS DURING TRAIL SEE
TRAIL RECORD SEE MENTAL ISSUES SUCH AS
A PSYCHOTIC DISORDER & A DELUSIONAL DISORDER
UNTREATED CAN BADLY & HAD BADLY CAUSED ME
NOT TO STAY FOCUS & ANSWER Q'S RIGHT & MY
DEVELOPEMENTAL DISORDER UNTREATED EFFECTED HOW
I WAS ACTING IN TRAIL THIS COURT MUST ALSO SEE

(ARGUMENT CONTINUED)

I GOT A LONG HISTORY OF BEING FOUND INCOMPETENT TO STAND TRIAL SEE STATE V RHOME 99-8 02915-3 SEA (1999) SEE ALSO STATE V RHOME 99-8 02136-5 SEA (1999) SEE ALSO STATE V RHOME 99-8 03525-1 SEA (1999) SEE ALSO STATE V RHOME 99-8 03022-4 SEA (1999) & ~~NOT~~ SEE ALSO STATE V RHOME ~~01-1-09523-1~~ 01-1-09523-1 SEA (2001) SEE ALSO STATE V RHOME 03-1-09947-0 SEA (2003) IN ALL OLD CASES I WAS FOUND INCOMPETENT TO STAND TRIAL BECAUSE OF MY MENTAL ILLNESS CAUSING ME WITH MY DEVELOPMENTAL DISABILITIES CAUSING NOT TO BE COMPETENT TO STAND TRIAL THE FIRST 4 OLD CASES ARE JUVENILE COURT CASES THAT ATTORNEY ANN KYSER AT (206) 622-8000 REPRESENTED ME ON THE COURT MAY CALL HER FOR QUESTIONS RELATED TO WHY ALL MY JUVENILE COURT CASES WERE DISMISSED MEANING WHY ALL THE CHARGES WERE DISMISSED NOW I KNOW I GOT SERIOUS HEAD ISSUES THAT CAUSED ME NOT TO MAKE AN INTELLIGENT WAIVER OF RIGHT TO COUNSEL & ALSO WHEN A PETITIONER/ APPELLANT CAN SHOW THAT HIS OR HER WAIVER OF RIGHT TO COUNSEL WAS NOT MADE UNDERSTANDINGLY & INTELLIGENTLY THIS PROVIDES BASIS FOR RELIEF TO BE GRANTED & A NEW TRIAL BE ORDER STATE V HAHN 41 Wn. App. 876 .707 .p.2d 6 99 (1985) STATE V HAHN APPEAL NO IN DIVISION ONE COURT OF APPEALS IN SEATTLE WASHINGTON IS NO 13718-2-1 SEE ALSO UNITED STATES EX REL MARTINEZ V THOMAS 526 F.2d 750 .753 (2d Cir 1975) AGAIN A PETITIONER CAN PROVE he or she DID NOT MAKE AN INTELLIGENT WAIVER OF RIGHT TO COUNSEL COST V BOLES D.C. W N A 1967. 272 F. Supp 391 NOW SEE ALSO MAYNARD V MEACHUM C.A. 1 (MASS) 1976. 545 F.2d 273 NOW I PROVED THAT MY WAIVER OF RIGHT TO COUNSEL WAS NEVER MADE COMPETENTLY NOR INTELLIGENTLY PLEASE VACATE MY MURDER CONVICTION & ORDER MY RELEASE



Psych
File

STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
WESTERN STATE HOSPITAL
W27-19 • 9601 Steilacoom Blvd SW • Tacoma WA 98498-7213 • (253) 582-8900

November 26, 2001

PFECC - (OUTPATIENT)
FORENSIC MENTAL HEALTH REPORT

RE: STATE OF WASHINGTON
vs.
Demar Rhome

CAUSE NO.: 01-1-09523-1
WSH NO. 391852 (OUTPATIENT)
DOB: 7/16/83

The forensic mental health evaluation, as reflected in this report, was conducted pursuant to court order under the authority of RCW 10.77.060. This document has been released only to the court and other persons legally authorized to receive it and is intended for their use only. Any other use of this report is not authorized by the undersigned.

REFERRAL INFORMATION

The court order, dated 11/14/01 (and received on 11/??/01), from the King County Superior Court, requested that the above-referenced defendant be examined on an in-custody basis in regard to mental condition, competency to stand trial, and dangerousness. The statutory requirement for two examiners was waived by court order.

The defendant is charged with violation of RCW 9A.56.210 (Robbery in the Second Degree) occurring on or about 10/15/01. According to the discovery information, the alleged offense occurred as follows:

Just after midnight on 10/15/01, a man (the victim) was talking a walk. The defendant and a then 17-year-old co-defendant asked the man for a cigarette. The man declined to give them a cigarette citing his limited income. The co-defendant then punched the man in his face. The co-defendant told the defendant to get the man's cell phone. After talking his cell phone and cigarettes, they left. The man then followed them on foot. Awhile later he yelled at them and said, "Dudes, all I want is my phone back. You can keep the cigarettes, just give me my phone back." The defendant responded by beating the "fuck out of" the man. After being knocked down, the co-defendant also beat the man. Before they left on foot, the co-defendant rifled the man's pockets.

EXHIBIT FOR THE COURT

EVALUATION PROCEDURE

The defendant was examined at the King County Jail on 11/26/01 for a period of 65 minutes. The defendant was informed of the purpose and non-confidential nature of the evaluation, the right not to answer any questions, and the right to have an attorney present. He appeared to have an adequate understanding of these parameters and agreed to proceed with the evaluation.

In addition to the clinical interview, the following sources of information were reviewed and considered: (1) Discovery information regarding the instant offense; (2) Mental Health Division's Intranet Database; (3) Criminal history printouts; (4) Psychological Evaluation by Debra A. Vilhouer, Ph.D., dated 10/10/00; (5) Psychological Evaluation by Kenneth N. Asher, Ph.D., undated (but described the defendant as nearly age 16); (6) Forensic Psychological Evaluation by Thomas Danner, Ph.D., dated 8/3/99; (7) Jail health record; (8) Telephone conversation with the King County CDMHP on 7/26/01; (9) Telephone conversation with Wendy Sparks, Community Psychiatric Clinic staff, on 11/26/01; (10) Telephonic communication with Bob Jones, a former case manager, on 11/26/01; and (11) Telephone conversation with Anne Kysar, defendant's attorney, on 11/26/01.

RELEVANT CLINICAL HISTORY

Demar Rhome is an 18 year-old African American male. He is currently unemployed and homeless. Since his arrest, the defendant has been taking no medications. He has not been evaluated by the jail mental health staff as of the time of writing this report.

The available mental health reports provide a comprehensive overview of the defendant's relevant history, which is summarized in this paragraph. The defendant first came to the attention of public agencies during his preschool years after allegations of physical and sexual abuse at age three. At that time he was found to have substantial delays in his development. His mother and a sister have been reported to suffer from schizophrenia. The defendant has had multiple psychiatric admissions beginning in childhood, including an admission to the Child Study and Treatment Center. Intelligence testing over the years has produced scores that fall into the borderline intellectual functioning, mild mental retardation, and moderate mental retardation ranges. He also has a history of expressing paranoid delusions and displaying illogical thinking. He has been prescribed antipsychotic and mood-stabilizing medications. Two of the three mental health reports provided a diagnostic impression, which were in fair agreement, with diagnoses of conduct disorder, psychosis (schizophrenia), and history of attention deficit/hyperactivity disorder on Axis I and (mild) mental retardation on Axis II. There were, however, differences as to his competency to proceed.

Despite Mr. Rhome's talkativeness, he provided minimal information. He denied having any type of mental illness, and specifically denied having paranoid schizophrenia,

depression, posttraumatic stress disorder, and mental retardation. He remarked that he may have a personality disorder. He said that others have reported that he has experienced hallucinations, but he denied having experienced them. He acknowledged having been prescribed quetiapine at 800 mg per day (antipsychotic medication prescribed in the high range of the standard dosage), but has not taken any since being jailed. He does not believe that the quetiapine has been beneficial, though at another point in the interview, he remarked that it worked better than other medications he had been prescribed, including methylphenidate (a medication to treat attention hyperactivity/deficit disorder), risperidone (an antipsychotic), and divalproex sodium (a mood-stabilizing medication). Mr. Rhome denied having any medical problems. He acknowledged occasional alcohol consumption, but no drug use. He has worked for three days as a Safeco Field vendor, but he quit because of being accused of stealing the proceeds. Otherwise, he has no other employment history. He denied having any sleep or appetite disturbance. He denied any past or current suicidal thinking. He acknowledged homicidal feelings toward persons who he has dislike or despised in the past. However, he did not provide any specific names. He railed against an IQ score of 52 received in the past and believes that he is of average intelligence. He claims to be able to read at the tenth grade level.

The King County CDMHP reported that he has been detained twice. The first occurred on 11/20/97 to Fairfax Hospital as a danger to self and lasted 72 hours. The second occurred on 5/8/01 to Fairfax Hospital as a danger to others and he remained there until 5/25/01. The latter hospitalization resulted from threats and assaults to staff at his group home. The CDMHP files indicated that he carries diagnoses of paranoid schizophrenia and mental retardation.

The Mental Health Division's Intranet Database listed the following psychiatric hospitalizations: Fairfax Hospital (5/6/98 to 5/20/98; 6/8/99 to 6/17/99; 6/22/99 to 7/31/99; 6/28/00 to 7/15/00; 7/28/00 to 8/11/00; and 5/8/01 to 5/25/01) and Puget Sound Hospital (12/18/98 to 1/5/99). Diagnoses listed in the Database included the following: psychotic disorder NOS, attention deficit hyperactivity disorder, mild mental retardation, paranoia, oppositional disorder, and childhood psychosis.

The defendant's former case manager (while he was a juvenile) indicated that his case has been referred to the Community Psychiatric Clinic (CPC) and that the defendant had been refusing services since reaching age 18. Since turning age 18, the Division of Developmental Disabilities has referred the defendant's case to CPC for further care. He has been difficult to engage in treatment there. He had developed the paranoid delusion that CPC was impeding his SSL. His prospective case manager met with him in the jail last week. His case manager has also known the defendant when she had been employed by Fairfax Hospital and indicates that he is paranoid and appears higher functioning than he actually is. She confirmed that his quetiapine dose should be 800 mg per day.

The Washington State Patrol criminal history printout listed no convictions. However, in the Request for Bail document, the prosecuting attorney noted that the defendant had

the following cases dismissed without prejudice while a juvenile: Felony Harassment-DV (1 count), Harassment (3 counts), Assault in the Fourth Degree (4 counts), Assault in the Fourth Degree-DV (1 count), Malicious Mischief in the Third Degree (2 counts), and Theft in the Third Degree (1 count).

MENTAL STATUS EXAMINATION

Mr. Rhome was a medium-built, tall, closely shaved, mustached, slightly bearded, black male who appeared his chronological age. He was attired in a red jail uniform. His gait was normal. His speech was continuous, though after several minutes of rambling, digressive speech, he would spontaneously stop. He was alert and oriented to time, place, and person. Memory was intact. He was able to spell a four-letter word bi-directionally, but could not spell a five-letter word in the reverse direction despite several attempts. Mood ranged from neutral to hostile. Affect was mildly volatile, yet had a constricted range. Current suicidal and homicidal ideation were not expressed. Associations were digressive, if he was allowed to speak without structure. However, he could be redirected if structured. Although specific delusions were not expressed or acknowledged, his world view was highly paranoid and suspicious. However, collateral sources described the defendant's paranoid delusions. Intellectual functioning was estimated to be in the below average range. Judgement was limited. Insight was poor.

CLINICAL FORMULATION

- Axis I. Psychotic disorder NOS
 Attention deficit/hyperactivity disorder by history
- Axis II. Antisocial personality disorder
 Rule out mild mental retardation
 Rule out borderline intellectual functioning
- Axis III. No diagnosis

Despite the defendant's minimization or denial of his psychiatric symptoms, he presents with a substantial paranoia and digressive thinking that would be consistent with a psychotic process (such as schizophrenia). His presentation during the instant interview does not fit that of an individual with moderate mental retardation. His vocabulary and ability to manipulate information suggests a higher capacity, somewhere between the high mild mental retardation to the borderline intellectual function ranges. Nonetheless, weight has to be given to previous treating clinicians and the likely need for antipsychotic medication for this individual.

COMPETENCY TO STAND TRIAL

Mr. Rhome was well aware of the pending Robbery charge. He was well aware of the available pleas and in particular the likely scenario for his case based on a lack of prior convictions. He was particularly cognizant of the plea bargain process. His main

concern about entering a guilty plea would be having a conviction on his record in view of his verbalized innocence. He was aware of the evidence against him. He was aware of the role of defense counsel. Despite his psychosis and low intellectual functioning, he has sufficient capacity to understand the nature of the proceedings against him.

Of concern is the defendant's inability to remain focus on the topic at hand due to digressive thinking. This digressiveness is believed to emanate from his psychosis, which at the time of the instant interview was most likely to be caused by his recent discontinuation of recommended antipsychotic medication. His digressive thinking became more paranoid and illogical as he continued to speak. However, in short structured responses, he was much less likely to lose his focus. Also, defense counsel reported that the defendant harbored paranoid delusions about her conspiring against him (which he did not acknowledge during the instant interview). Thus, as a result of his ongoing psychosis, under certain conditions his capacity to assist in his own defense can be substantially impaired. In terms of the instant legal process, this would infer that in a brief, uncomplicated court proceeding, like entering a plea, the defendant would likely have sufficient capacity to assist in his own defense. This was best exemplified by his ability to discuss the advantages and disadvantages to a plea bargain during the instant interview. However, if the defendant were to attempt to participate in a relatively lengthy, complex court proceeding, such as in a trial, he would likely not have sufficient capacity to assist in his own defense. This would occur because of his digressive associations, which would significantly impair his ability to testify relevantly.

Should the court find the defendant is not competent to stand trial, inpatient psychiatric treatment is recommended to assist in improving the defendant's mental condition so his competency may be restored. Given the nature of his mental disorder, a necessary component of psychiatric treatment for this individual would entail the use of psychotropic medications. There would be no less intrusive form of treatment other than psychotropic medications for this individual's treatment. ***Therefore, it is respectfully requested the treating facility be granted judicial authority to treat the defendant with psychotropic medications involuntarily,*** in view of his denial of mental illness and his recent discontinuation of his recommended psychiatric medication since booking. The prognosis is extremely poor for reduction of the defendant's mental symptoms without clinically indicated treatment.

It should be noted that the court may want an evaluation by an individual with expertise in developmental disabilities (as per RCW 10.77). If the court desires this, then a court order requesting such an evaluation is recommended.

DANGEROUSNESS

This opinion concerning dangerousness was court-ordered and conducted within the scope of RCW 10.77.060 regarding pre-trial mental health evaluations. An opinion is to be made as to whether the defendant presents a substantial danger to others or presents a substantial likelihood of committing criminal acts jeopardizing public safety

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As early as 2½ years of age, Mr. Rhome was noted to have delays in social skills, fine and gross motor skills and adaptive language, as well as a decreased attention span. In 1986, at his age of 3, he was noted to be highly sexualized in his behavior and at his age of 3, he was at Children's Hospital because of his inappropriate sexual behavior, hyperactivity and temper tantrums. He was diagnosed with Attention Deficit Hyperactivity Disorder, A Child-Parent Problem and a Mixed Developmental Disorder. At his age of 7½, he was again admitted to Child Study and Treatment Center. In the intake for that admission, severe behavioral problems were noted. Before his admission to Child Study and Treatment Center in 1991, he had received a full neurological work-up which included an EEG, a CT scan and an evaluation for fragile x-syndrome. All tests were negative. During his adolescence, Mr. Rhome had been placed in several different mental health programs but had difficulties in all of them due to his oppositional and assaultive behaviors. In November of 1993, in a Psychiatric Assessment at the Child Study and Treatment Center, Mr. Rhome was reported to have severe and chronic behavioral problems including marked hyperactivity, poor impulse control, decreased frustration tolerance, aggression, stealing, lying, and sexually provocative behaviors. It was also noted that he had significant paranoia although it was not assessed as delusional in nature. In 1998, after an admission to the Child Study and Treatment Center, his final Psychiatric Assessment indicated that he had mild mental retardation and a psychotic disorder and that he coped with stress and frustration by using physical aggression. His final diagnoses included Psychosis, Not Otherwise Specified, Rule Out Schizophrenia, Rule Out Bipolar Affective Disorder, Mild Mental Retardation.

Mr. Rhome has been assessed for his intellectual and social functioning on various occasions. Intellectual assessments have varied from the moderate range of mental retardation (IQ 49) to the borderline range of intellectual functioning (IQ 73).

To conclude, Mr. Rhome has a very long history of developmental delays including social as well as intellectual deficits, assaultive behavior, paranoia which has been assessed as ranging from hypervigilant to psychotic/delusional, sexually inappropriate behavior, multiple placements in foster homes and adolescent treatment programs, and contact with the criminal justice system.

Mr. Rhome turned 18 this past July. At that time, he was no longer eligible for services through the Division of Child and Family Services and was placed under the auspices of the Division of Developmental Disabilities. The undersigned spoke with Dan Peterson at the Division of Developmental Disabilities regarding Mr. Rhome and their efforts to find

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Dan Peterson, from the Division of Developmental Disabilities, came to see Mr. Rhome on the day he was admitted to the hospital as well as once while he was in the hospital. When the undersigned spoke with Mr. Peterson on January 4, 2002, he informed me that he had seen Mr. Rhome the week before and that he was impressed with how well he thought Mr. Rhome was doing. He observed that Mr. Rhome had decreased paranoid ideation, was thinking more clearly and tracking relatively well. Mr. Peterson believed that Mr. Rhome had clearly benefited from the treatment offered in the hospital.

On December 19, 2001, Julie Leonard, Habilitation Plan Administrator, came to see Mr. Rhome. He told her that he wanted to be re-tested and that his IQ was "really 115-120." He also stated that "all women are intimidated by me and tell me I ask suspicious questions." He told Ms. Leonard that he did not need competency classes, but wanted individual instruction. He also volunteered that he believed Developmental Disabilities was trying to control him and "setting me up to get into trouble."

CONCLUSION:

Mr. Rhome was admitted to Western State Hospital, for the first time, to the Center for Forensic Services. While at the hospital, he presented many very disruptive behavioral management problems. He was physically assaultive with one peer and verbally abusive and threatening with others, requiring special monitoring and restrictions. He demonstrated paranoid ideation, believing that others were constantly talking about him, although no organized delusional system was presented. He was often irritable and argumentative.

Mr. Rhome has a very long history of behavioral disturbance, developmental delay and psychotic thinking. He has had numerous hospitalizations and residential/foster home placements. Now that he has turned 18, he will be receiving services from the Division of Developmental Disabilities rather than the Division of Child and Family Services. Mr. Rhome denied all first rank psychotic symptoms while he was in the hospital. The only psychotic symptom that was observed by staff was paranoid ideation in the form of hypervigilance and suspiciousness. Mr. Rhome does not trust what others tell him and constantly seeks reassurance that the information that he has received is correct and that no malevolent intentions are present. He did not appear, however, to have disturbances of perception as in auditory or visual hallucinations or ideas of reference. He did clearly have behavioral disturbance in the form of intimidating, provocative and assaultive behavior, especially with his peers. He was also very verbally threatening to

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several staff members on the day before his release from the hospital. At that time, his verbal aggressiveness became extremely violent in content.

In the past, Mr. Rhome has voiced persecutory delusional thought content, believing that others would try to castrate him or perform a lobotomy. He did not voice any delusional thought content during this hospitalization. Others have offered a diagnostic formulation of Chronic Paranoid Schizophrenia for Mr. Rhome, most likely based on his past history of persecutory delusional thought content. It is the opinion of the undersigned that Mr. Rhome may suffer from a mild psychotic disorder manifested mostly by paranoid ideation. Alternatively, Mr. Rhome may have a very severe mixed personality disorder with paranoid, narcissistic and antisocial features. When under stress, individuals with severe personality disorders can experience transient psychotic episodes.

Although Mr. Rhome has intellectual deficiencies, he did not present as someone with moderate mental retardation. He is likely closer to the high end of the mild range of mental retardation or within the borderline range of intellectual functioning based on his vocabulary, his understanding of concepts and his ability to learn new information. At this time, my diagnostic formulation is as follows:

- AXIS I: Psychotic Disorder, Not Otherwise Specified.
 Attention Deficit/Hyperactivity Disorder, By History.
- AXIS II: Personality Disorder, Not Otherwise Specified with Antisocial, Narcissistic
 and Paranoid Features.
 Rule Out Mild Mental Retardation.
 Rule Out Borderline Intellectual Functioning.

COMPETENCY:

My opinion regarding Mr. Rhome's competency to stand trial is that, in his present medicated mental state, he does possess the basic and fundamental capacity to understand the nature of the charge against him and he does possess the basic and fundamental capacity to rationally participate in his own defense. Mr. Rhome accurately reported his charge as Robbery in the Second Degree. He immediately volunteered that he had no prior convictions but had been arrested as a juvenile in the past. He was aware that his charge was a felony and that a felony was more serious than a misdemeanor. He believed his crime was serious but volunteered "I'm not ashamed of it." He first stated that he was not worried about his charge but immediately changed his mind and said he was, because he was concerned that he

LAST ARGUMENT

ON THE NEED FOR RELIEF

BECAUSE I DID NOT MAKE AN INTELLIGENT WAIVER
OF RIGHT TO COUNSEL

ATTACHED IS A COPY OF THE OPINION
IN HAHN CASES THAT PROVES THAT (1)
NOT MAKING A INTELLIGENT WAIVER OF RIGHT
TO COUNSEL IS BASIS FOR A CONVICTION TO
BE VACATED (2) HAHNS CASE PROVES THAT
EVEN WHEN YOU ARE FOUND COMPETENT TO
STAND TRIAL A PERSON CAN STILL SUFFER
FROM MENTAL ILLNESSES TO CAUSE THAT
PERSON NOT TO BE ABLE TO MAKE AN
~~INTELLIGENT~~ WAIVER OF RIGHT TO
COUNSEL (3) HAHN HAD DELUSIONS &
HIS CONVICTION WAS REVERSED HE ALSO
HAD LOW IQ & HIS CONVICTION OF
MURDER WAS REVERSED (4) HAHNS CASE
IS VERY SIMILAR TO MINE'S AND
THE ISSUE OF NOT MAKING AN
INTELLIGENT WAIVER OF RIGHT TO COUNSEL
BECAUSE OF MENTAL ILLNESSES ARE
IDENTICAL TO MINE'S / THE SAME REASONS
WHY I DID NOT MAKE AN INTELLIGENT
WAIVER OF RIGHT TO COUNSEL IS BECAUSE
OF MY PARANOID DELUSIONS / PARANOID
MISTRUST & WELL INCLINATIONS NO RULES &
NO LAWS BAR THIS COURT FROM HONORING
THE HAHNS CASE & I SHOULD BENEFIT FROM
HAHNS CASE SEE OPINION

LAST GROUND

THE TRAIL COURT RECORD DOES NOT IN MY CASE
[1] DONT PROVE THAT THE JUDGE WHO LET ME GO PRO SE
CONSIDER MY EDUCATION / LITERACY / VERBAL-
FLUENCY, & ANY PHYSICAL OR PSYCHOLOGICAL DISABILITIES
WHEN THERE IS NO PROOF & WHEN THERES NO EVIDENCE
IN THE RECORD THAT THE TRAIL COURT JUDGE CONSIDERED
ANY OF THE THINGS SAID ABOVE & WHEN A JUDGE IS DECIDING
TO LET SOMEONE GO PRO-SE OR NOT THINGS THAT THAT
PARTICULAR JUDGE IS SUPPOSE TO CONSIDER IS THAT PERSONS
EDUCATION / LITERACY / VERBAL FLUENCY / & ANY PSYCHICAL
OR PSYCHOLOGICAL DISABILITIES EFFECTING THE ABILITY TO
COMMUNICATE A DEFENSE AS SAID IN STATE V HAHN
41 Wn. App. 876 707 P.2d 699 (1985) HEREIN
MY CASE THE TRAIL COURT JUDGES FAILED TO CONSIDER
ANY OF THIS & WAS NOT CONSIDERING THE FACT
THAT I NEVER CLEARLY NOR INTELLIGENTLY SHOWED
ANY PROOF THAT I WAS NOT SUFFERING FROM MENTAL
DISORDERS AGAIN BEFORE A JUDGE ALLOWS A
DEFENDANT TO GO PRO SE A TRAIL COURT JUDGE
IS SUPPOSE TO CONSIDER A DEFENDANTS
EDUCATION, LITERACY, VERBAL FLUENCY, AND
ANY PSYCHICAL OR PSYCHOLOGICAL DISABILITIES
EFFECTING THE ABILITY TO COMMUNICATE A
DEFENSE TO THE JURY PICKENS V STATE, 96 WIS
2d 549, 292 N.W. 2d 601 (1980) HEAR THE
TRAIL JUDGE DID NOT CONSIDER NONE OF THIS &
APPARENTLY I DID NOT KNOW HOW TO REPRESENT MY
SELF & MY WAIVER OF RIGHT TO COUNSEL HAS NOW
BEEN PROVEN NOT TO HAVE BEEN MADE KNOWN INTELLIGENT
& THIS VIOLATES MY RIGHT TO A FAIR TRIAL & MY
CONSTITUTIONAL RIGHT TO A FAIR TRIAL WAS ABUSED &
NOT PROTECTED I WAS DEPRIVED OF MY RIGHT TO
A FAIR TRIAL THAT THE U.S. CONSTITUTION GUARANTEES
A DEFENDANT MY PARANOID MISTRUST COMBINED WITH
MY PARANOID DELUSIONS & HELLUCINATIONS AND ABOUT MY
LAWYERS WORKING AGAINST ME WERE THE SOLE REASONS
I WANTED MY ATTORNEYS FARED

PROOF OF HOW CART ABUSED ITS DISCRETION TO LET ME PROSE
+ TRAIL COURT ABUSED THEIR DISCRETION BY LETTING
GOE PRO-SE BECAUSE THE COURT (1) DID NOT CONSIDER
MY DEVELOPMENTAL DISORDERS UN TREATED (2) THE
TRAIL COURT DID NOT CONSIDER MY EDUCATION, LITERACY,
VERBAL FLUENCY AND ~~ANY~~ PHYSICAL OR PSYCHOLOGICAL DISABILITIES
EFFECTING MY ABILITY TO COMMUNICATE A DEFENSE
TO A JURY (3) THE TRAIL COURT DID NOT CONSIDER NAME OF
THIS (3) THEY DID NOT INVESTIGATE INTO SEEING IF I
REALLY HAD 2 YEARS OF LAW STUDY YOU KNOW IT'S NOT
TRUE BECAUSE THE COURT FILE DON'T SUPPORT ANY
~~LAW~~ SCHOOL STUDY & THE PROSECUTOR & NO
LAWYER DID NOT MAKE ANY EFFORT INTO SUPPORTING
THAT MY WAIVER OF RIGHT TO COUNSEL WAS
MADE INTELLIGENTLY KNOWN NOW ALSO THE
JUDGE RONALD KESSLER WAS DEPRIVED OF KNOWING
ALL THE REASONS I WANTED TO GO PRO-SE IN AS
TO ASHAMED & EMBARRASSED TO CONFESS BACK THEN
THAT I WAS HEARING VOICES TELLING ME THAT
MY LAWYERS WERE OUT TO GET ME & THAT I
WAS HALLUCINATING ABOUT MY LAWYERS WORKING
AGIST ME & MY PARANOID DELUSIONS SO STRONG
THAT MY BELIEF SYSTEM WAS POWERFULLY HAVING
ME FEELING & ~~THINKING~~ IN A PARANOID MANNER
THAT MY LAWYERS WERE OUT TO GET ME & BECAUSE
OF MY PARANOIA SKIZZO FRENIA & MY DELUSIONS
ABOUT MY ATTORNEYS BEING DEMONS & OUT TO GET
ME BY WORKING WITH THE PROSECUTOR AGIST ME I
WAS LEAD BY THIS TO CAUSE ME PARANOID
MISTRUST OF MY ATTORNEYS & CAUSED ME NOT TO
BE ABLE TO WORK WITH MY ATTORNEYS SO THE COURT
DESERVES TO KNOW THE TRUTH THE STATE CAN
NOT PROVE THAT I DON'T HAVE PARANOIA ISSUES NOR
CAN HE PROVE THAT I DON'T GOT MENTAL DISORDERS

ARGUMENT

MY WAIVER OF RIGHT TO COUNSEL WAS NEVER MADE UNDERSTANDINGLY NOR INTELLIGENTLY NOR CORRECTLY SO MY CONVICTION IS CONSTITUTIONALLY INVALID & IT RESTS IN VIOLATION OF THE U.S. CONSTITUTION ON THIS ISSUE I WAS DENIED DUE PROCESS OF LAW THE STATE & FEDERAL CONSTITUTIONS GUARANTEES A PERSON A RIGHT TO A FAIR TRIAL AGAIN DUE DUE PROCESS GUARANTEES A ACCUSED THE RIGHT TO A FAIR TRIAL BUT IN MY CASE PRESENTLY I WAS DENIED THE CONSTITUTIONAL GUARANTEE TO A FAIR TRIAL & THIS IS BECAUSE MY UNTREATED DEVELOPMENTAL DISORDERS & MY UNTREATED DIGRESSIVE THINKING FROM MY PSYCHOTIC DISORDER & BECAUSE OF ALL THIS I COULD NOT PROCESS THE ABILITY TO UNDERSTAND HOW TO NOW PRESENT MY QUESTIONS & MAKE ARGUMENTS & WITHOUT RAMBLING & MAINLY ON THE ISSUE HERE IS MY PARANOID MISTRUST & MY DELUSIONS IN A PARANOID NATURE ABOUT MY LAWYERS WORKING AGAINST ME & MY PARANOID MISTRUST OF MY LAWYERS ARE ALL THE REASONS WITH THE OTHERS FOR WHY I WANTED MY LAWYERS FIRED & THE GROUNDS & ARGUMENTS GIVEN IN THIS BRIEF WITH MENTAL HEALTH RECORDS IN SUPPORT THAT I GOT PARANOID SCHIZOPHRENIA & A DELUSIONAL ORDER SEE SUPREME COURT FILE OF MY MENTAL HEALTH RECORDS OR SEE ATTACHED EXHIBITS MY GROUNDS FOR FIRING MY LAWYERS DON'T CONSTITUTE A VALID WAIVER OF RIGHT TO COUNSEL A PERSON HAVING PARANOID MISTRUST OF THEIR LAWYERS FOR WHY THEY WANT THEIR LAWYERS FIRED IS BASIS FOR RELIEF SEE STATE V BAUER. 310 MINN 103 245 N.W. 2d 848 (1976) IN SHOWN CASE ABOVE ~~BECAUSE~~ A COURT REVERSED BAUER CONVICTION

LEGAL ARGUMENT

BECAUSE OF BAUER'S PARANOID MISTRUST HE COULD NOT
WORK WITH HIS ATTORNEYS RATIONALLY NOR CORRECTLY
BAUER HAS A HISTORY OF SOME MENTAL ILLNESSES
& HE ALSO HAD HIS CONVICTION VACATED BECAUSE OF
HIS PARANOID MISTRUST OF HIS ATTORNEYS SEE
STATE V BAUER, 310 MINN 103, 245 N.W. 2d 848
(1976) IN BAUER A MINNESOTA COURT HELD THAT
THE DEFENDANTS DUE CONSTITUTIONAL RIGHT TO A
FAIR TRIAL AND DUE PROCESS WERE NOT
ADEQUATELY PROTECTED WHEN THE COURT ALLOWED
TO PROCEED PRO SE BECAUSE OF A PARANOID
MISTRUST OF THE JUDICIAL SYSTEM STATE V
BAUER, 310 MINN 103, 245 N.W. 2d 848 (1976)
LOOK ~~THE~~ MINNESOTA SUPREME COURT VACATED
MR BAUER'S CONVICTION BECAUSE OF HIS PARANOID
MISTRUST OF THE JUDICIAL SYSTEM I GOT PARANOID
MISTRUST OF THE JUDICIAL SYSTEM TOO & MY
CONSTITUTIONAL RIGHT TO A FAIR TRIAL & DUE PROCESS
WAS NOT ADEQUATELY PROTECTED BECAUSE OF ALL MY
PARANOID MISTRUST OF THE JUDICIAL SYSTEM SO THIS
COURT MUST VACATE MY MURDER CONVICTION & VACATE MY
SENTENCE TOO ON THIS ISSUE AS REVERSIBLE
ERROR BECAUSE IN BAUER THE STATE SUPREME COURT
IN MINNESOTA REVERSED BAUER'S CONVICTION ON
THESE ISSUES NOW NO COURT RULES & WASHINGTON
STATE LAW DONT BAR ME FROM RELIEF ON THIS ERROR
SEE WASHINGTON STATE LAW & SEE ALSO U.S. CONSTITUTION
+ THIS ERROR IS NOT HARMLESS SEE AMERICAN BAR
ASSN STANDARDS FOR CRIMINAL JUSTICE STD. 5-7.2 (2d
ED 1980) IT EXPLAINS NO WAIVER SHOULD BE FOUND TO
HAVE BEEN MADE WHILE IT APPEARS THAT THE
ACCUSED IS UNABLE TO MAKE AN INTELLIGENT WAIVER OF
RIGHT TO COUNSEL BECAUSE OF MENTAL CONDITION, AGE
EDUCATION, & EXPERIENCE. THE NATURE OF OR
COMPLEXITY OF THE CASE OR OTHER FACTORS SEE ALSO ANNOT
ACCUSED'S RIGHTS TO REPRESENT HIMSELF IN STATE
CRIMINAL PROCEEDINGS-MODERN STATE CASES 198 A.L.R. 3d 13,810
(1980) THIS COURT MUST REVERSE
MY CONVICTION & REVERSE SENTENCE.

[ARGUMENT]

FOR MY ~~CONVICTION~~ TO BE VACATED
& FOR MY RELEASE FROM CUSTODY

DUE PROCESS DOES NOT PERMIT UNLAWFUL
CONVICTIONS TO STAND WHEN PROVEN TO BE
CONSTITUTIONALLY INVALID/I DEMONSTRATED &
PROVED 1 ALL GROUNDS GIVEN RELIEF CAN BE
GRANTED 2 I DEMONSTRATED & PROVED THAT MY
MURDER CONVICTION MUST BE VACATED BECAUSE MY
FEDERAL DUE PROCESS RIGHTS WERE VIOLATED & NOT
PROTECTED AND BECAUSE STATE TRIAL COURT MIGHT
REPEAT THE SAME ERRORS TO RUIN MY TRIAL &
BECAUSE OF THE PERJURED TESTIMONY USED AGAINST
ME FROM KIRLANI BROWN & BECAUSE OF THE FALSE
POLICE REPORTS THAT DETECTIVE ROSE NORTON TESTIFIED
TO & BECAUSE OF THE OTHER SERIOUS CONSTITUTIONAL
ERRORS IN MY CASE & TO STOP THE TRIAL COURT
FROM REMAKING MORE ERRORS IN MY CASE & BECAUSE
I SHOWED & PROVED THAT I AM ENTITLED TO A NEW
TRIAL & HAVE MY MURDER CONVICTION VACATED I DO
ASK NOW THAT YOUR COURT JUDGE (MORE FACTS)
A DEFENDANT CAN AVAIL HIMSELF TO AVOID SECOND
UNCONSTITUTIONAL TRIAL FOR PROOF SEE BROWN V
ALLEN 344 U.S. 443 447-5073 S. Ct 397 97 LEd

469 (1953) AND BECAUSE OF ALL THE ERRORS & LIES IN
TESTIMONY TOLD AGAINST ME IN MY TRIAL THERE IS A BAD
POSSIBILITY THAT ANOTHER RETRIAL COULD BE UNCONSTITUTIONAL
SO TO AVOID ANOTHER TRIAL THAT COULD BE UNCONSTITUTIONAL
AGAIN I ASK THIS COURT TO MAKE AN EXCEPTION TO VACATE
MY MURDER CONVICTION IN THE INTEREST OF JUSTICE &
DISMISS MY MURDER CHARGE WITH PREJUDICE BECAUSE
STATE & FEDERAL COURTS HAVE THE POWER TO GRANT ANY
RELIEF NECESSARY INCLUDING PERMANENT DISCHARGE SEE
CAVE V SINGLETARY, 84 F.3d 1350
11TH CIR (1996) SEE CHAPPS V SULLIVAN
13 F.2d 350 352 10TH CIR 1993 SEE FOSTER V
LOCHART 9 F.3d 722 727 10TH CIR (1993) I DO ASK THIS COURT
TO REVERSE MY CONVICTION & DISMISS CHARGE WITH PREJUDICE

STATE V DEMAR Rhame
Case # 03-1-09947-0

Sub # 157

LAST ARGUMENT

AGAIN NOW THERE IS VALID REASONS GIVEN BY
ME TO THIS COURT THAT NECESSATE THAT
THE STATE COURTS ~~BE~~ BARRED FROM RETRAIL
OF ME & STATE PROSECUTORS BE BARRED
ALSO FROM RE-TRAIL & BARRED FROM
RE TRYING ME ON MURDER CHARGE OR
ANY MURDER CHARGE OR ANY CHARGE-
CONNECTED TO MURDER (FACTS) NOW
RE-TRAIL WOULD PUT ME IN DOUBLE
JEOPARDY BOSTON MUNICIPAL COURT V
LYDON 466 U.S. 294 104 S.Ct 1805, 80
& DEFENDANT CAN AVAIL HIMSELF
TO AVOID SECOND UNCONSTITUTIONAL
TRIAL BROWN V ALLEN 344 U.S.
443 447-50 73 S.Ct 397 97 LEd 469
(1953) BIGGER FACT DISTRICT COURT
A FEDERAL COURT HAVE THE POWER TO
GRANT ANY RELIEF NECESSARY
INCLUDING PERMANENT DISCHARGE AT
352 (CITATIONS OMITTED) CAVE V
SINGLETARY, 841 F.3d 1350 11TH CIR 1999
ALSO 3 OUT OF 4 CIRCUITS TO HAVE DECIDED
THIS ISSUE HAVE HELD THAT FEDERAL COURTS
DO HAVE THE AUTHORITY TO BAR RE-TRAIL
OF A SUCCESSFUL HABEAS CORPUS PETITIONER
WHO SUCCESSFULLY CHALLENGES HIS OR HER CONVICTION
CITING CAPPAS V SULLIVAN, 13 F.3d 350 352
10TH CIR (1993) FOSTER V LOCHART 9 F.3d 702 1st
8TH CIR 1993 THIS COURT IS ASKED TO REVERSE
RELEASE ME & REVERSE MY CONVICTION & BAR
RE-TRAIL PLEASE RELEASE ME